

1937

Index to the Revised Statutes of Ontario, 1937 - M

Ontario

© Queen's Printer for Ontario, 1950

Follow this and additional works at: <http://digitalcommons.osgoode.yorku.ca/rso>

Bibliographic Citation

Repository Citation

Ontario (1937) "Index to the Revised Statutes of Ontario, 1937 - M," *Ontario: Revised Statutes*: Vol. 1937: Iss. 5, Article 13.

Available at: <http://digitalcommons.osgoode.yorku.ca/rso/vol1937/iss5/13>

This Index is brought to you for free and open access by the Statutes at Osgoode Digital Commons. It has been accepted for inclusion in Ontario: Revised Statutes by an authorized administrator of Osgoode Digital Commons.

LONG POINT PARK

Park, *cont'd*

- Improvement of, 1182
- Open to public, 1184
- Power to improve, 1182
- User of, 1182
- Vesting of, 1182
- Penalties, application of, 1184
 - Enforcement of, 1184
 - Payable to commission, 1184
 - Provision for in by-laws, 1184
- Powers, of borrowing, 1184
 - Of commissioners, 1182
 - Of constables, 1183
- Preferential lien, 1185
- Provincial Parks Act*, referred to, 1187
- Public Utilities Act*, application of, 1184
 - Referred to, 1184
- Regulations, approval of, 1185
 - For improvements, 1183
 - General, 1184
 - Re fire protection, 1183
 - Re game, 1187
 - Re license fees, 1183
- Rent, collection of, 1182
- Secretary, appointment of, 1181
 - Duties of, 1181
 - To have duties of clerk, 1181
 - Of reeve, 1181
 - Of treasurer, 1181
- Special levy, unnecessary, 1185
- Special rate, unnecessary, 1185
- Toronto Big Creek Shooting Club, Ltd., 1187
- Transportation, power of commission re. 1182
- Voters' list, preparation of, 1186
- Voters' Lists Act*, referred to, 1185, 1186
- Water, by-laws for, 1184
- Workmen, employment of, 1185
 - Remuneration of, 1185

LORD'S DAY; see INTERPRETATION; JUDICATURE

LOWER CANADA; see INTERPRETATION

LUMBER CAMP; see GAME AND FISHERIES; PUBLIC HEALTH

LUMBERMAN; see CULLERS; WOODMEN'S EMPLOYMENT; WOODMEN'S LIEN FOR WAGES

LUNACY; see MENTAL INCOMPETENCY

LUNDY'S LANE BATTLEFIELD; see NIAGARA PARKS

MAGISTRATES; see also CHILDREN OF UNMARRIED PARENTS; CONSTABLES; EVIDENCE; INTERPRETATION; JUSTICES OF THE PEACE; MAGISTRATES' JURISDICTION; PUBLIC AUTHORITIES PROTECTION; SUMMARY CONVICTIONS

Accommodations for in county, 1620

In provisional judicial districts, 1620

Accounts, audit of, 1620

Additional magistrates, appointment of, 1620

Salary of, 1620

Administration of Justice Expenses Act, referred to, 1620

Appointments, by whom made, 1617

Attorney-General, recommendation re appointment of Magistrate, 1617

Direction to Magistrate to act, 1618

Audit of accounts, 1620

Business not to engage in without license, 1618

City power hold Court in, 1619

When to supply forms, 1620

Clerk of the peace, returns to, 1618

Commissioners of Police Board to be *ex officio* magistrates, 1619

Appointment of interpreters, 1619

County, defined, 1617

Court room, use of, 1619

Deputy magistrates, appointment of, 1617

Direction by Attorney General to act in district, 1618

Forms, by whom supplied, 1620

Inspector defined, 1617

Returns to be made to, 1618

To prescribe forms and stationery, 1620

Interpreters, appointment of, 1619

MALICIOUS PROSECUTION

Judge of Juvenile Court *ex officio* magistrate, 1618

Jurisdiction of magistrate, 1617

Justice of Peace, magistrate to be *ex officio*, 1618

Powers of, 1618

When not to act as, 1618

Juvenile Court, Deputy Judge *ex officio* magistrate, 1618

Judge *ex officio* magistrate, 1618

Magisterial districts designation of, 1617

Magistrate, appointment of, 1617

Defined, 1617

Not to engage in other occupation without leave, 1618

To be *ex officio* Justice of Peace, 1618

Oath, form of, 1618

To be filed with inspector, 1618

Office, provided by county, 1620

Furnishing of, 1620

Power to hold Court in cities, 1619

To hold Court in towns, 1619

Powers of, 1618

Prohibition as to practising, 1618

Public Officers Act, referred to, 1618

Regulations, may be general, 1621

May be particular, 1621

Power to make, 1620

Returns by, 1618

To whom to be made, 1618

Salaries of, fixed by Lieut.-Gov., 1619

Payment of monthly, 1619

Salary, partial repayment to province, 1619

When office vacated by, 1619

Senior magistrate, designation of, 1617

Duties of, 1617

Jurisdiction of, 1617

Solicitor not to practice while magistrate, 1618

Stationery by whom supplied, 1620

Stenographic reporters appointment, 1621

Reporters, remuneration, 1621

Summary Convictions Act, referred to 1621

Superannuation, provisions for, 1619

Toronto City of, additional magistrates for, 1620

City of, senior magistrate, 1620

Town Hall, holding court in, 1619

Towns, power to hold Court in, 1619

Trade, not to engage without leave, 1618

Travelling expenses, how payable, 1619

Village, power to hold Court in, 1619

Woman appointment as, 1617

Appointment as deputy, 1617

MAGISTRATES' JURISDICTION

Inquiry by Deputy Judge of Juvenile Court, 1522

By Deputy Magistrate, 1522

By Judge of Juvenile Court, 1522

By Justices, 1522

By Magistrates, 1522

Jurisdiction of Magistrate, 1522

Of Deputy Judge of Juvenile Court, 1522

Of Deputy Magistrate, 1522

Of Judge of Juvenile Court, 1522

Of Justice, 1522

Lieut.-Gov., designation of Deputy Judge of Juvenile Court, 1522

Of Deputy Magistrate, 1522

Of Judge of Juvenile Court, 1522

Of Justices, 1522

Of Magistrate, 1522

MAINTENANCE; see CHILDREN'S MAINTENANCE; CORPORATIONS TAX; DEPENDANTS' RELIEF; DESERTED WIVES' AND CHILDREN'S MAINTENANCE; MOTHERS' ALLOWANCES; OLD AGE PENSIONS; PARENTS' MAINTENANCE

MAJORITY; see INTERPRETATION

MALICIOUS ARREST; see JUDICATURE

MALICIOUS PROCEEDINGS; see JUDICATURE; VEXATIOUS PROCEEDINGS; WOODMEN'S LIEN FOR WAGES

MALICIOUS PROSECUTION; see JUDICATURE

MANDAMUS

MANDAMUS; see DITCHES AND WATER-COURSES; LIQUOR CONTROL; PUBLIC AUTHORITIES PROTECTION

MANUFACTURERS; see BONUS LIMITATION; MUNICIPAL

MARKETING; see also CO-OPERATIVE MARKETING LOANS; FARM LOANS; FARM PRODUCTS CONTROL; FARM PRODUCTS GRADES AND SALES; MILK CONTROL

Board, chairman of, 1042
Duties and powers of, 1042
Establishment, 1042
Honoraria, 1042
How composed, 1042
Ontario Marketing Board, 1042
Secretary of, 1042
To collect information as to climate, 1042
As to soil, 1042
To diffuse information, 1042
To encourage dairy products, 1043
To make general survey, 1042
To make recommendations as to marketing, 1042
As to packing, 1042
As to transportation, 1042
To prepare statistics, 1042
To promote agriculture generally, 1043
To report to minister, 1043
To seek marketing facilities, 1042
Chairman, appointment of, 1042
Committees, appointment of, 1043
Purpose of, 1043
Remuneration and expenses, 1043
Honoraria, of board members, 1042
Minister, may appoint committees, 1043
Remuneration of committees by, 1043
Report of board to, 1043
Powers of board, 1042, 1043
Report of board to minister, 1043
Secretary, appointment of, 1042

MARKETING LOAN; see CO-OPERATIVE MARKETING LOAN

MARRIAGE; see also CHILDREN'S MAINTENANCE; CHILDREN OF UNMARRIED PARENTS; CHILDREN'S PROTECTION; CUSTODY OF DOCUMENTS; DEPENDANTS' RELIEF; DESERTED WIVES' AND CHILDREN'S MAINTENANCE; DIVISION COURTS; INFANTS; LEGITIMATION; MARRIAGE; MARRIED WOMEN'S PROPERTY; MATRIMONIAL CAUSES; MOTHERS' ALLOWANCES; PARENTS' MAINTENANCE; QUIETING TITLES; STATUTE OF FRAUDS; VITAL STATISTICS; WILLS

Affidavit for issue of certificate, 2318

For issue of license, 2318

Issue of license form, 2325

Verification of consent, 2316

Age, affidavit re, 2318

No license if under 14, 2317

When consent not required, 2316

When consent required, 2316

When proof dispensed with, 2319

Attorney General, consent to prosecution, 2323

Authority, to solemnize marriage, 2311

Banns, certificate of, 2313

Proclamation of intention, 2312

Brethren, elder may solemnize, 2311

Evangelist may solemnize, 2311

Teacher may solemnize, 2311

British subject, authority to solemnize to non-resident, 2311

Certificate in lieu of license, 2312

In lieu of license, affidavit before issue of, 2318

Lieu of license, delivery to person solemnizing, 2313, 2314

License, irregularity in issuance, 2316

Notice when non-residents, 2318

Record to be kept, 2315

Regulations re furnishing, 2316

Re issuing, 2316

Return when unissued, 2316

Same legal effect, 2314

Searches of records, 2315

Validity of certain, 2314

Of proclamation, delivery to person solemnizing, 2314

- Certificate, *cont'd*
 - Of proclamation, form, 2324
 - Who may sign, 2313
 - Without proclamation, form, 2324
- Churches, 2310
 - Of Christ, elder may solemnize, 2310
 - Christ, evangelist may solemnize, 2310
 - Missionary may solemnize, 2310
- Clergymen, protection of, 2314
 - Who may solemnize, 2310
- Congregations of Christ, elder may solemnize, 2310
 - Of God, elder may solemnize, 2310
 - God, evangelist may solemnize, 2310
 - Missionary may solemnize, 2310
- Consanguinity, affidavit re. 2318
 - Changes in degrees, 2319
 - Degrees of in affidavit, 2319
- Consent, verified by affidavit, 2316
 - When personal knowledge of improper, 2320
- Degrees of affinity and consanguinity, 2327
- Deputy issuer of licenses, appointment of, 2315
 - How to sign licenses, 2315
 - Notice of appointment, 2315
 - Powers of, 2315
- Disciples of Christ, elder may solemnize, 2310
 - Evangelist may solemnize, 2310
 - Missionary may solemnize, 2310
- Disqualified persons, penalty for solemnizing, 2317
- Divorce Act (Ontario) 1930, (Canada),* referred to, 2323
 - Provisions of, enacted by Ontario, 2323
- Elders may solemnize marriage, 2310, 2311
- Evangelists may solemnize marriage, 2310, 2311
- False statements, 2322
- Farrington Independent Church, elder may solemnize, 2311
- Fee for certificate, 2320
 - For license, 2320
- Forms, affidavit before license, 2325
 - Certificate of proclamation, 2324
 - Without proclamation, 2324
 - Degrees of affinity, 2327
 - Of consanguinity, 2327
- Register of marriages, 2326
- Guardian, procedure where no, 2316
 - When consent required, 2316
- Haliburton, issuers of licenses in, 2314
- Hours for solemnization, 2313
- Illegitimacy, issuing of license to avoid, 2317
- Infants, no license if person under fourteen generally, 2317
 - When consent required re, 2316
 - Not required re, 2316
- Intoxicated persons, penalty for marrying, 2317
- Issuers of licenses, appointment of deputies, 2315
 - Dispensing with proof of age, 2319
 - Documents filed with, 2319
 - Identification of applicants, 2315
 - Knowledge of improper consent, 2320
 - Limit of remuneration, 2321
 - Magistrate, *ex officio*, 2314
 - Municipal clerks, 2314
 - Not to solemnize, when, 2313
 - Particulars to Registrar General, 2320
 - Record to be kept, 2315
 - Remuneration of, 2320
 - Who may be, 2314
- License, affidavit before issue, 2318
 - Certificate in lieu, 2312, 2314
 - Delivery to person solemnizing, 2314
 - Discretion of Provincial Secretary, 2317
 - Irregularity in issuance, 2316
 - Issuer of, not to solemnize, 2313
 - Marriage after three days, 2320
 - No, to persons under fourteen, 2317
 - Notice when non-residents, 2318
 - Proclamation in lieu, 2312
 - Regulations re furnishing, 2316
 - Re issuing, 2316
 - Return of unissued, 2316
 - Unauthorized issue, 2315
 - When required, 2312
 - When to lapse, 2313
- Licenses, record to be kept, 2315
 - Searches of records, 2315
 - Validity of certain, 2314
- Lieut.-Gov., appointment of Deputy, 2315
 - Regulations by, 2316

MARRIAGE

- Limitation, re prosecution for penalty, 2323
- Magistrates when issuers of licenses, 2314
- Marriage certificates, fee for, 2321
 - Certificate given when required, 2321
 - Out of church, 2321
 - Solemnized in good faith, 2322
- Mentally defective person, penalty for marrying, 2317
- Ministers of the Gospel, protection of, 2314
 - Who may solemnize marriage, 2310
- Minors, when consent not required, 2316
 - When consent required re, 2316
- Missionaries may solemnize, 2310
- Municipal clerks issuers of licenses, 2314
- Municipalities, payment of issuer, 2320
 - To provide registers, 2321
- Muskoka, issuer of licenses may solemnize, 2313
- Non-resident, solemnization by, 2311
- Notice of intended marriage, dispensing with, 2318
 - Of intended marriage, when required, 2318
 - Re revocation of authority, 2312
- Ontario Gazette*, 2312
- Parents, procedure when dead, 2316
 - Procedure when non-residents, 2317
 - Where incapacitated, 2316
 - When consent required, 2316
- Penalty, consent for prosecution, 2323
 - Disqualified persons solemnizing, 2317
 - How recovered, 2323
 - Limitation of prosecution for, 2323
 - Making false statements, 2322
- Marrying intoxicated person, 2317
 - Mental defective, 2317
 - Mentally deficient person, 2317
 - Persons within three days of license, 2320
- Prosecution for, 2323
- Unauthorized issue of license, 2315
- Where no other provided, 2322
- Proclamation of intention, certificate, 2313
 - Of intention, certificate, by whom made, 2313
 - In lieu of license, 2312
 - Made on Sunday, 2313
 - Requirements, 2313
 - When to lapse, 2313
- Protection of person solemnizing, 2314
- Provincial Secretary, authorization to solemnize by, 2311
 - Authorizing issue of license, 2319
 - Fee, 2319
 - Discretion re issuing licenses, 2317
 - Dispensing notice of marriage, 2219
 - May issue certificates, 2314
 - Licenses, 2314
 - Record of persons authorized, 2311
 - Records to be kept, 2311
 - Registration of persons authorized, 2311
 - Return of unissued certificates, 2316
 - Of unissued licenses, 2316
 - Revocation of authority by, 2312
 - Special authority to solemnize, 2311
- Provisional judicial districts, 2314
- Quakers, 2312
- Records kept by issuer of certificates, 2315
 - By issuer of licenses, 2315
 - By Provincial Secretary, 2311
- Register, how procured, costs of, 2321
 - Of marriages, form, 2326
 - Ownership of, 2322
 - Property in, 2322
 - Provided by municipality, 2321
 - By Registrar General, 2322
 - Registration in, 2321
- Registrar General, particulars forwarded to, 2314, 2320
- Registration, duty of person solemnizing, 2321
- Regulations re furnishing certificates, 2316
 - Re furnishing licenses, 2316
 - Re issuing certificates, 2316
 - Licenses, 2316
- Remuneration of license issuers, 2321
- Residence, affidavit re, 2318
 - Special notice, non-residents, 2318
- Revocation of authority by Provincial Secretary, 2312
 - Notice in *Ontario Gazette*, 2312
- Salvation Army officers may solemnize, 2310
- Society of Friends, 2312
- Statutory declaration, verification of consent by, 2316
- Summary Convictions Act*, referred to, 2323
- Teacher may solemnize, 2311

MARRIED WOMEN'S PROPERTY

Time when marriage not solemnized, 2313

Unissued certificates, return of, 2316

Licenses, return of, 2316

Vital Statistics Act, referred to, 2312, 2322

Witnesses, number required, 2313

Powers of issuer re, 2315

Signing of register by, 2313

MARRIAGE SETTLEMENT; see INFANTS;
STATUTE OF FRAUDS

MARRIED WOMEN'S PROPERTY; see
also DEVOLUTION OF ESTATES;
FRAUDULENT DEBTORS ARREST; LAND
TITLES; LIMITATIONS; MECHANICS'
LIEN; PARTITION; QUIETING TITLES;
SETTLED ESTATES; TRUSTEE; WILLS

Alimony, 2333

Appeal to Court of Appeal, 2333

Breach of trust, 2332

Choses in action, 2330

Contract action, husband need not be
joined, 2330

Ante-nuptial, liability for, 2332

Binds separate estate, 2331

Defined, 2330

Effect of, 2331

Enforcement of, 2331

Extent of liability re, 2330

Husband not liable for pre-marriage, 2331

Power to enter into, 2330

Power to be sued on, 2330

To sue on, 2330

Re separate property, 2331

Restraint on anticipation, 2331

Corporation's costs, treatment of, 2333

Costs, payable out of separate property, 2331

Right to, 2330

Separate property, 2330

County Court Judges, jurisdiction, 2334

Or District Court, summary trial in, 2333

Court of Appeal, appeal to, 2333

Creditors, order for protection, 2334

Damages payable out of separate property.
2331

Right to, 2330

Separate property, 2330

Debts, ante-nuptial, 2332

Husband not liable for pre-marriage, 2331

Devastavit, liability for, 2332

Division Court Judges, jurisdiction, 2334

Drunkenness of husband entitling wife to
children's earnings, 2334

Earnings, power to hold and dispose of, 2330

Separate property, 2330

Execution of general power by will, 2331

Femme Sole, married women acquire prop-
erty as, 2330

Married women dispose of property as, 2330

Hold property as, 2330

Husband need not be joined in action, 2330

Not liable for breach of trust, 2332

For pre-marriage contracts, 2331

For pre-marriage debts, 2331

Not responsible for tort, 2331

Not to sue wife for tort, 2332

Husband and wife, questions of property,
summary trial, 2333

Judgments for alimony, 2333

Magistrate, jurisdiction, 2334

Marriage, separate property, at, 2330

Married women, ante-nuptial contracts of,
2332

Ante-nuptial debts of, 2332

Tort of, 2332

Capacity to acquire property, 2330

To dispose of property, 2330

To hold property, 2330

Contracts of, 2330

Effect of, 2331

Costs of, how payable, 2331

Damages of, how payable, 2331

Dealing with property by will, 2330

Execution of general power by, 2331

Legal representative of, 2332

Liability for breach of trust, 2332

For *devastavit*, 2332

Order for protection of minor's earnings
for, 2334

Power of Court to bind interest, 2331

Remedies for protection of separate
property, 2332

Restraint on anticipation, 2331

Right to costs, 2330

To damages, 2330

MARRIED WOMEN'S PROPERTY

Married women, *cont'd*

- Right to earnings of, 2330
 - To wages of, 2330
- Separate property of, 2330
- Settlements respecting, 2332
- Torts of, 2330
- Married Women's Property Act, R. S. O., 1914, Cap. 149, referred to, 2335*
- Mental incompetency of husband entitling wife to children's earnings, 2334
- Minor children, order for protection of earnings, 2334
- Order for protection by County or Division Court Judge, 2334
 - Discharge of, 2334
 - Application for, 2334
 - Not retroactive, 2335
 - Duration of, 2335
 - Earnings of minor children, 2333
 - Effect of, 2334
 - On creditors, 2334
 - Filing with Division Court clerk, 2334
 - Hearing re, 2334
 - Magistrate may discharge, 2334
 - May make, 2334
 - Not effective unless registered, 2334
 - Registration of, 2334
 - When alimony judgment, 2333
 - When husband abandons, 2334
 - Habitual drunkard, 2334
 - In prison, 2334
 - Mentally incompetent, 2333
 - Non-supporter, 2334
 - Out of Ontario, 2334
 - When living apart from husband, 2333
- Personal representative, rights and liabilities of, 2332
- Power of appointment, execution by married woman, 2331
- Prisoner, order of protection of wife, when husband, 2334
- Property, capacity of married women acquiring, 2330
 - Capacity of married women disposing, 2330
 - Married women, holding, 2330
 - Defined, 2330

- Includes real and personal, 2330
- Separate of married women, 2330
- Restraint on anticipation, Court may bind interest notwithstanding, 2331
 - Effect of in settlement, 2332
 - On contract, 2331
- Separate property at time of marriage, 2330
 - Costs as, 2330
 - Payable out of, 2331
 - Damages as, 2330
 - Payable out of, 2331
 - Earnings as, 2330
 - Powers of married women re, 2330
 - Remedies for protection, 2332
 - Wages as, 2330
- Settlements, effect of as against creditors, 2332
 - Right to make, 2332
- Summary trial, appeal to Court of Appeal, 2333
 - Application for, 2333
 - Corporation's costs at, 2333
 - County or District Court, in, 2333
 - In Supreme Court, 2333
 - Private hearing of, 2333
 - Questions between husband and wife, 2333
 - Removal to Supreme Court, 2333
 - Supreme Court, removal to, 2333
 - Summary trial in, 2333
- Tort action, husband need not be joined, 2330
- Tort, ante-nuptial, liability for, 2332
 - Husband not responsible for, 2331
 - Shall not sue wife for, 2332
 - Power to be sued re 2330
 - To sue re, 2330
 - Wife not to sue husband for, 2332
- Wages, power to hold and dispose of, 2330
 - Right to, 2330
 - Separate property, 2330
 - Wife not to sue husband for tort, 2332
 - And husband, questions of property, 2333
- Will, capacity of married women re, 2330
 - Execution of general power by, effect, 2331

MASCULINE; see INTERPRETATION

MASON; see APPRENTICESHIP

MASSEURS; see DRUGLESS PRACTITIONERS;
MUNICIPAL

MASTER AND SERVANT; see also AP-
PRENTICESHIP; INDUSTRIAL STAND-
ARDS; MINIMUM WAGE; MECHANICS'
LIEN; SEDUCTION; WAGES; WOODMEN'S
LIEN FOR WAGES; WORKMEN'S COM-
PENSATION

Accounts, right to examine, 2200

Adjournment, terms, 2203

Agent defined, 2203

Service on, 2203

Agreement, duration, 2200

Made out of Ontario, 2201

Profit sharing, 2200

Waiving Act, 2205

Appeals, notice, 2204

Place of hearing, 2204

Time, 2204

To Division Courts, 2204

Trial by Judge, 2204

By jury, 2204

Bargain made out of Ontario, 2201

Waiving Act, 2205

Complaint, hearing, 2201

Labour subject, 2201

Non-payment of wages, 2201

Prosecution, 2201

Time, 2201

Contract, duration, 2200

Made out of Ontario, 2201

Profit sharing, 2200

Costs, claimant's time, 2203

Distress, 2201

Time for payment, 2202

Criminal Code, enforcement of order under,
2202

Referred to, 2202

Distress, levy, 2201

Warrant, 2201, 2202

Division Courts Act, referred to, 2202

Division Courts, appeals to, 2204

Courts, enforcement of order in, 2202,
2203

Powers, 2204

Employee, liability as partner, 2200

Management of trade, 2200

Profit sharing, 2200

Employer, adjournment at instance of, 2203

Complaint against, 2201

Distress against, 2201

Examination of judgment debtor, 2202

Order for payment, 2201

Profit-sharing, 2200

Set-off, 2201

Summons, 2201

Unable to pay, 2202

Examination of judgment debtor, employer,
2202

Express company, service on, 2203

Foreman, waiver of Act, 2205

Judge, trial of appeals, 2204

Judgment enforcement of order as, 2202, 2203

Jurisdiction, limit, 2201

Local, 2201

Magistrate, 2202

Set-off, 2201

Jury, notice, 2204

Trial by, 2204

Justice of the Peace, set-off, 2201

Of the Peace, summons, 2201

Warrant of distress, 2201

Labour, performed in Ontario, 2201

Labourer, complaint, 2201

Discharge, 2201

Waiver of Act, 2205

Limitation, complaints, 2201

Magistrate jurisdiction, 2202

Powers, 2202

Manager, waiver of Act, 2205

Master, adjournment at instance of, 2203

Complaint against, 2201

Distress against, 2201

Examination as judgment debtor, 2202

Order for payment, 2201

Profit-sharing, 2200

Set-off, 2201

Summons, 2201

Unable to pay, 2202

Mechanic, waiver of Act, 2205

Mechanics' Lien Act, referred to, 2202

Notice, appeal, 2204

Jury, 2204

MASTER AND SERVANT

Oath, verifying complaint, 2201
 Officer, waiver of Act, 2205
 Order, enforcement, 2202, 2203, 2204
 Filing, 2203
 Payment of wages, 2201
 Time for payment, 2202
 Partnership, profit-sharing, 2200
 Payment, claimant's time, 2203
 Order, 2201
 Time, 2202
 Proceedings, agreements subject of, 2201
 Appeals, 2204
 Complaint, 2200
 Enforcement of order, 2201, 2202
 Place, 2201
 Time, 2201
 Profit-sharing, effect, 2200
 Railway company, service on, 2203
 Security, for payment, 2203
 Servant, complaint, 2201
 Discharge, 2201
 Liability as partner, 2200
 Management of trade, 2200
 Profit-sharing, 2200
 Waiver of Act, 2205
 Service, contract, 2200
 Express company, 2203
 Individual, firm, or corporation, 2203
 Personal, 2204
 Railway company, 2203
 Telegraph company, 2203
 Telephone company, 2203
 Set-off, jurisdiction, 2201
 Master's, 2201
Summary Convictions Act, referred to, 2204
 Summons, employer, 2201
 Service, 2201, 2203
 Telegraph company, service on, 2203
 Telephone company, service on, 2203
 Time, appeals, 2204
 Delay for payment, 2202
 Payment under order, 2202
 Proceedings, commencement, 2201
 Trade, profits, sharing of, 2200
 Right to share management, 2200
 Wages, complaint for non-payment, 2201
 Defined, 2200
 Distress for, 2201

Order for payment, 2201
 Rate, 2202
 Time for payment, 2202
 Waiver, of Act, 2205
 Warrant, distress, 2201, 2202
 Workman, liability as partner, 2200
 Management of trade, 2200
 Profit-sharing, 2200
 Waiver of Act, 2205

MASTER OF TITLES; see LAND TITLES; PUBLIC SERVICE

MATERNITY BOARDING HOUSE

Adoption of children, by whom, 4145
 Consents necessary for, 4145
 Lieut.-Gov. approving regulations, 4145
 Of what children, 4145
 Regulations governing consents to, 4145
 Under what age, 4145
 When parents transfer, 4145
 Who may give consents, 4145
 Must have knowledge of, 4145
 Whose consents necessary for, 4145
 Advertising children, by whom, 4145
 Generally prohibited, 4145
 Births, by whom attended, 4144
 Duties, to facilitate inspections, 4145
 How registered, 4144
 Report of to medical officer of health, 4144
 Who sees act enforced, 4144
 Boarding house keeper, duties, 4145
 Duties to facilitate inspections, 4145
 To give information on inspections, 4145
 To keep a register, 4144
 To produce register to medical officer of health, 4144
 To send copies of register to medical officer of health, 4144
 Penalty for not completing register, 4144
 For not producing register, 4144
 To whom gives information, 4145
 What information given on inspection, 4145
 What to include in register, 4144
 Boarding house register, copy of to medical officer of health, 4144
 Penalty for failure to make entries, 4144

MATERNITY BOARDING HOUSE

- Boarding, unmarried woman and her child, 4143
 - Woman for accouchment, 4143
- Cancellation of registration, home and keeper both considered, 4141
 - What must be shown, 4144
 - Who may do so, 4144
- Contents of register, disclosing to medical officer of health, 4146
 - Not to be disclosed, 4146
 - Particulars not to be disclosed, 4146
 - When party may disclose, 4146
 - Who may disclose, 4146
 - Who not to disclose, 4146
- Deaths in house, report of whose death, 4145
 - Report to medical officer of health, 4145
 - When inquest necessary, 4145
 - No inquest, 4145
 - Report made, 4145
 - Who reports, 4145
- Duty of coroner, inquest on death in house, 4145
 - Municipality to bear expenses, 4146
- Expenses, execution of Act, 4146
 - Borne by province in certain cases, 4146
 - Trial of offenders, 4146
 - Where municipality organized, 4146
 - Where no organization, 4146
 - Who liable for, 4146
- False certificate, intent necessary, 4145
 - Use of prohibited, 4145
- False registration, by false representation, 4145
 - Generally prohibited, 4145
 - What to prevent, 4145
- Forms for registration, from whom obtained, 4144
 - How given, 4144
 - How used, 4144
 - Who entitled to, 4144
- Home for infant children, children kept for hire prohibited, 4143
 - Number and age of children allowed, 4143
 - Proof for exemption from, 4143
 - To be registered, 4143
 - Who may exempt home, 4143
- House, refusal to register, 4144
- Inquest, conducted by coroner, 4145
 - Necessity on certain cases, 4145
 - When dispensed with, 4146
- Inspection, by medical officer of health or appointee, 4145
- Inspector, appointment by medical officer of health, 4145
 - Duties of, 4145
 - Powers of entry, 4145
 - Inquiry, 4145
 - Inspection, 4145
- Keeper, given copy of this Act, 4144
- Lieut.-Gov., power to regulate adoptions, 4145
- Maternity boarding house, defined, 4143
- Medical certificate, case of death in house, 4145
 - Contents of, 4145
 - Effect of, 4145
 - Object of, 4145
 - Who gives, 4145
- Medical officer of health, defined, 4143
 - Duties, appointing officers, 4143
 - Ascertaining contents of register, 4145
 - Dispensing with inquest, 4145
 - Fixing number of inmates, 4143
 - Ordering inquest by coroner, 4145
 - Registering applicants, 4143
 - Reporting deaths in house, 4145
 - Reporting to coroner, 4145
 - Visiting and inspecting houses, 4145
 - Powers to appoint officers, 4143
 - Refuse to register in certain cases, 4144
 - Obtain or ascertain contents of register, 4146
- Penalties, amount of, 4146
 - Cancellation of license when registered, 4146
 - How recoverable, 4146
 - Who liable for, 4146
- Record of antecedents, information to medical officer of health, 4146
 - When information given to medical officer of health, 4146
 - Who ascertains information, 4146
 - Who included, 4146

MATERNITY BOARDING HOUSE

Record, *cont'd*

- Of antecedents who must keep, 4146
- Register, false, prohibited, 4145
 - Information entered on leaving house, 4144
 - Given on entries, 4144
- Of applicants, fee for entry in, 4143
 - Information kept, 4143
 - Who keeps, 4143
 - Whose names entered, 4143
- Penalty for non-production of, 4144
- Production of, 4144
- What information entered in, 4144
- Who keeps, 4144
- Whose names entered in, 4144
- Registering a house, conditions to be proved, 4144
 - Proving requisites by certificates, 4144
- Registration, fee for, 4143
 - How long remains in force, 4143
 - Necessity of, 4143
- Removing name from register as a penalty, 4146
 - Penalty for, 4146
- Superintendent of neglected children, consent to adoption of children, 4145
 - To transfer of child, 4145
- Visiting and inspecting, inquiry about house, 4145
 - Inquiry about inmates, 4145
 - Examining register of, 4145
 - Extent of, 4145
 - Powers of entry on, 4145
 - What houses, 4145
 - When done, 4145
 - Who provides for, 4145
- Where province bears expenses, 4146

MATERNITY HOSPITAL; see MATERNITY BOARDING HOUSE; PRIVATE HOSPITALS; PUBLIC HEALTH

MATRIMONIAL CAUSES; see also DESERTED WIVES' AND CHILDREN'S MAINTENANCE; MARRIAGE; MARRIED WOMEN'S PROPERTY

- Alimony, court may order, 2328
 - Discharge of order for, 2328

- How determined, 2328
- In action re nullity, 2328
- In divorce action, 2328
- Increasing amount, 2328
- May be annual sum, 2328
 - Gross sum, 2328
 - Monthly sum, 2328
 - Weekly sum, 2328
- Modification of order for, 2328
- Payments cease on remarriage, 2328
- Reviving of order, 2328
- Temporary suspension, 2328
- Wife guilty of adultery, 2328
- Children, custody of, 2329
 - Education of, 2329
 - Maintenance of, 2329
 - Order re marriage settlement, 2329
 - Settlement in favor of, 2329
- Court may discharge alimony order, 2328
 - May increase alimony, 2328
 - Modify alimony order, 2328
 - Order alimony, 2328
 - Settlement of wife's property, 2328
 - Revoke alimony order, 2328
 - Temporarily suspend alimony, 2328
- Order for interim alimony, 2328
- Power re custody of children, 2329
 - Re education of children, 2329
 - Re maintenance of children, 2329
- Custody of children, application for, 2329
 - Order in divorce action, 2329
- Divorce action, alimony in, 2328
 - Custody of children, 2329
 - Education of children, 2329
 - Maintenance of children, 2329
 - Marriage settlement, effect on, 2329
 - Settlement of wife's property, 2328
- Education of children, application, 2329
 - Order in divorce action, 2329
- Feme sole*, after judgment absolute, 2329
- Interim alimony, Court may order, 2328
 - Powers of Court, 2328
- Judges of the Supreme Court, rules by, 2329
- Judgment absolute, effect of, 2329
 - Suspension until alimony determined, 2328
 - Wife deemed *feme sole*, 2329
- Maintenance of children, application, 2329
 - Order in divorce action, 2329

Marriage settlement, order for children's benefit, 2329

Nullity of marriage action, alimony in, 2328

Order for alimony, 2328

Re-marriage of wife, alimony to cease, 2328

Rules, confirmation of, 2329

 Provision for amending, 2329

 For repealing, 2329

 For varying, 2329

Settlement of wife's property, Court order for, 2328

MAY; see INTERPRETATION

MEAT; see MUNICIPAL; PUBLIC HEALTH

MECHANIC; see MASTER AND SERVANT; MECHANICS' LIEN; WAGES

MECHANICS' LIEN; see also HIGHWAY TRAFFIC; LAND TITLES; MASTER AND SERVANT; MINING; REGISTRY; WORKMEN'S COMPENSATION

Abandonment, retention of money after, 2215

 Subcontractor's rights on, 2217

Accountant, assistance of, 2232

 Payment out of court by, 2230

Accounts, production and inspection, 2224

 Taking, 2228

Action, carriage of, 2227

 Consolidation, 2227

 Costs, 2231

 Enforcing lien, 2225

 Non-prosecution, 2221

 Parties, 2225

 Powers of judge trying, 2225

 Registration of commencement, 2221, 2222

 Trial, 2225

 Where time extended, 2223

 Who to try, 2229

Actuaries, assistance of, 2232

Advertisement, sale of chattel, 2232

Affidavit, evidence by, 2226

 Verifying claim for lien, 2219, 2220, 2234

 Discharge of lien, 2222

 Statement of claim, 2225, 2235

Agent, affidavit verifying claim, 2219

 Designation of land, 2214

 Discharge by, 2222

 Husband as, 2214

 Mortgage statement by, 2224

 Notice to, 2214

 By lienholder, 2221

 Of person primarily liable, 2216

 Production of contract, 2224

 Representation by, at trial, 2229

Agreement, false statement re, 2224

 Production and inspection, 2224

 Purchase of land, 2215

 Waiving Act, 2213

 Who bound, 2213

Altering, lien for, 2213

Amounts, limitations, 2213, 2215

Appeal, costs, 2230

 To Court of Appeal, 2230

 When to lie, 2230

Apportionment, against properties, 2220

 Among several buildings, 2226

Aqueduct, lien on, 2213

Architects, assistance of, 2232

Assignment, lien, 2222

 Priority of liens, 2217

Assignments and Preferences Act, referred to, 2226

Assistant master, powers, 2225

 Trial by, 2225

Attachment, priority of liens, 2217

Bankruptcy Act (Canada) referred to, 2226

Bill of Exchange, acceptance, 2223

 Negotiations, 2223

Bridge, lien on, 2213

Building, apportionment among several, 2226

 Lien on, 2213

Bulkhead, lien on, 2213

Certificate, commencement of action, 2221, 2222

 Of registration, 2220

 Order vacating, registration of, 2222

 Registrar's, 2223

 Vacating, order for, 2221

Charge, fraudulent, 2217

 Priority of, 2214

MECHANICS' LIEN

- Chattel, disposition of proceeds of sale, 2232
 - Lien on, 2232
 - Sale of, 2232
- Claim, acknowledgment, 2223
 - Apportionment, 2220
 - Contents, 2219
 - Costs, 2231
 - Duplicate, certification, 2220
 - Filing, 2220
 - Form, 2219, 2233, 2234
 - Joinder, 2219
 - Particulars to accompany notice of motion, 2218
 - Properties included, 2219
 - Proving in action, 2223
 - Registration necessary, 2220
 - Substantial compliance, 2220
 - Verification, 2219, 2220
- Completion, retention of money after, 2215
- Consolidation, actions, 2227
- Constructing, lien for, 2213
- Contract, entire, 2226
 - False statement re, 2224
 - Payment of liens, 2216
 - Production and inspection, 2224
 - Several buildings, 2226
- Contractor, assistance of, 2232
 - Defined, 2212
 - Devices to defeat wage priorities void, 2218
 - Lien for work, done for, 2213
 - Notice to person primarily liable, 2216
 - Payments without notice, 2216
 - Retainer of money by, 2215
 - Time for registration of lien, 2220, 2221
- Conveyance, fraudulent, 2217, 2225
 - Priority of lien to advances on, 2217
 - Uncompleted, 2215
- Costs, appeal, 2230
 - Apportionment, 2231
 - Discretionary, 2231
 - Drawing claim, 2231
 - Judgment for, 2228
 - Limit, 2231
 - Payment, 2229
 - Registering claim, 2231
 - Unnecessary, 2231
 - Vacating registration, 2231
- Counterclaim, jurisdiction over, 2226
- County Court, filing of claim in, 2220, 2221
 - Court, Judge to try actions, 2225
 - Powers of judge, 2225, 2226
 - Of York, trial in, 2225
- Court of Appeal, appeals to, 2230
 - Stated case for, 2230
- Credit, extension of, 2223
- Death, of lienholder, 2222
- Defendants, service of notice of trial on, 2228
 - Who may be, 2228
- Delivery, of materials, 2214
- Description, land, 2219
 - Land, of railway, 2219
- Destruction, what effects, 2223
- Disbursements, payment, 2229, 2231
- Discharge, order for, 2221
 - Payment into Court, 2216
 - Out of monies retained, 2216
 - Pro tanto*, 2216
 - Receipt for, 2222
- Dower, lien on, 2214
 - Vesting order, effect on, 2227
- Drain, lien on, 2213
- Duplicate, certification, 2220
 - Filing, 2220
 - Verification, 2219
- Encumbrances, extinguishment by vesting order, 2227
- Enforcement, by wage-earner, 2217
 - Liens on chattels, 2232
 - Mode of, 2225
- Engineers, assistance of, 2232
- Erecting, lien for, 2213
- Erection, lien on, 2213
- Estate, leasehold, 2214
 - Lien on, 2213
- Evidence, experts, 2232
 - On application for trustee, 2226
- Excavation, lien on, 2213
- Execution, against materials furnished, 2218
 - Issue, 2228
 - Priority of liens, 2217
- Exemptions, 2213
- Experts, remuneration, 2232
- Expiration, registered lien, 2222
 - Unregistered lien, 2221

- Fees, discharge of lien, 2222
 - Filing statement of claim, 2231
 - Payment, 2229
 - In or out of Court, 2230
 - Registration of claim, 2220
 - When payable, 2231
- Fence, lien on, 2213
- Fire, destruction of property by, 2215
- Fishpond, lien on, 2213
- Fitting, lien for, 2213
- Foreman, waiver of Act, 2213
- Forms, schedule of, 2233, 2237
- Fountain, lien on, 2213
- Garnishment, priority of liens, 2217
- Highway, application of Act to, 2213
- Husband, agent for wife, 2214
- Improving, lien for, 2213
- Inspection, accounts, 2224
 - Agreements, 2224
 - Contracts, 2224
 - Mortgages, 2224
- Insurance, application, 2215
- Interest, leasehold, 2214
 - Lien on, 2213
 - Married woman's, 2214
- Interlocutory proceedings, when allowed, 2232
- Judge, appointment of receiver, 2226
 - Appointment of trustee, 2226
 - Apportionment, 2220, 2226
 - Of costs, 2231
 - Assistance from experts, 2232
 - Authorization of sale, subject to mortgage, 2227
 - Certification of judgment and report to accountant, 2230
 - Consolidation of actions, 2227
 - Discretion re costs, 2231
 - Extension of time, 2225
 - Fees of, 2231
 - Interlocutory proceedings permitted, 2232
 - Letting in claims after judgment, 2229
 - New trial may be granted, 2230
 - Order for carriage of action, 2227
 - For possession, 2227
 - For production of contract, 2224
 - For sale, 2218, 2227, 2228
 - Parties allowed to defend, 2228
 - Powers, 2225, 2226
 - At trial, 2228
 - Reference by Supreme Court Judge, 2226
 - Report of sale, 2229
 - Service of notice of trial directed, 2228
 - Stated case, 2230
 - Trial by, 2225
 - To be fixed, 2228
 - Vacating certificate, 2221
 - Registration, 2222
 - Variation of form of judgment, 2228
 - Vesting order, 2227, 2229
- Judgment, amendment, 2229
 - Certified copy for accountant 2230
 - Fees on, 2231
 - Form, 2228, 2236
 - Variation of, 2228
 - Personal, 2229
 - Priority of liens, 2217
 - Recovery of personal, 2223
 - When final, 2230
- Jurisdiction, assistant master, 2225, 2226
 - County Court Judge, 2225, 2226
 - Master, 2225, 2226
 - Supreme Court, 2225, 2226
- Labourer, priority of lien for wages, 2217
 - Waiver of Act, 2213
- Land, agreement for purchase, 2215
 - Apportionment against, 2220
 - Delivery of materials on, 2214
 - Description, 2219
 - Of railway, 2219
 - Destruction, 2215
 - Leasehold, 2214
 - Lien on, 2213
 - Married woman's, 2214
 - Mortgaged, 2214
 - Several properties, 2220
- Land Titles Act*, referred to, 2219, 2220
- Lease, cancellation, 2214
 - Forfeiture, 2214
 - Lien on land subject, 2214
- Lien, acceptance of bill of exchange, 2223
 - Acceptance of promissory note, 2223
 - Amount, 2213
 - Apportionment, 2226

MECHANICS' LIEN

Lien, *cont'd*

- Assignment, 2222
- Attachment, 2214
- Claim, validation, 2220
- Delivery of materials, 2214
- Destruction, 2223
- Discharge by receipt, 2222
 - Order for, 2221
 - Out of monies retained, 2216
- Pro tanto*, 2216
- Enforcement by wage-earner, 2217
- Expiration when registered, 2222
 - When unregistered, 2221
- Extinguishment by vesting order, 2227
- Failure to establish, 2229
- Form of claim, 2219, 2233, 2234
- Giving time, 2223
- Insurance, 2215
- Land of married woman, 2214
- Leasehold land, 2214
- Limits, 2213, 2215
- Merger, 2223
- Notice of, 2221
 - Motion to enforce, 2217
- Object, 2213
- On chattels, 2232
- Payment, 2223
 - Directly by owner, 2216
- Prejudice, 2223
- Priority among lienholders, 2217
 - Of monies advanced to trustees, 2226
 - Of mortgages, 2214, 2215
 - Over assignments, 2217
 - Over attachments, 2217
 - Over executions, 2217
 - Over garnishments, 2217
 - Over judgments, 2217
 - Over receiving orders, 2217
 - When for wages, 2217
- Proof after judgment, 2229
- Recovery of personal judgment, 2223
- Registration of claim, 2219, 2220
- Rent added to, 2214
- Retained money subjected, 2216
- Satisfaction, 2223
- Security for, 2222
- Status of holder, 2220

- Subcontractors, enforcement, 2217
- Subject, 2213
- Taking security, 2223
- Time for registration, 2220, 2221
- Transmission, 2222
- Vacating order, 2222
- Waiver, 2223
- Lienholder, acceptance of bill of exchange, 2223
 - Acceptance of promissory note, 2223
 - Application for carriage of proceedings, 2227
 - For receiver, 2226
 - For trustee, 2226
- Assignment by, 2222
- Death, 2222
- Extension of time by, 2223
- Joinder in action, 2225
- Letting in after judgment, 2229
- Notice by, 2221
- Parties to action, 2225
- Proving claim in action, 2223
- Representation at trial, 2229
- Right to information, 2224
 - To recover loss for false statements, 2224
- Service of notice of trial on, 2228
- Share in proceeds of sale, 2229
- Status, 2220
 - Taking of security, 2223
- Limitation of time, 2220, 2221
- Limits, amount, 2213
 - Extent, 2215
- Making, lien for, 2213
- Manager, waiver of Act, 2213
- Married woman, agent, husband deemed, 2214
 - Dower, 2227
 - Land, 2214
 - Notice by, 2214
- Master, powers, 2225
 - Trial by, 2225
- Materials, defined, 2212
 - Delivery, 2213
 - Exemption from execution, 2218
 - For several buildings, 2226
 - Incorporation, 2214
 - Lien for, 2213, 2218
 - Married woman's land, supplied on, 2214

- Materials, *cont'd*
 - Removal, 2218
 - Sale, 2218
 - Time for registration of lien, 2220
- Mechanic, application of proceeds of sale of chattel, 2232
 - Lien on chattel, 2232
 - Priority of lien for wages, 2217
 - Waiver of Act, 2213
- Merchant's, assistance of, 2232
- Merger, what effects, 2223
- Mine, lien on, 2213
- Mining Act*, referred to, 2218, 2219
- Mortgage, advances on, 2217
 - Extinguishment by vesting order, 2227
 - False statement re, 2224
 - Fraudulent, 2217, 2225
 - Further advances, 2215
 - Priority, 2214, 2215, 2226
 - Of lien to advances on, 2217
 - Production and inspection, 2224
 - Sale subject to, 2227
 - Statement, 2224
- Mortgagee, application for receiver, 2226
 - Application for trustee, 2226
 - Insurance, 2215
 - Liability for false statements, 2224
 - Mortgage statement by, 2224
 - Notice to, by lienholder, 2221
 - Of lien, 2217
 - Who deemed, 2215
- Mortgagor, who deemed, 2215
- Municipal Corporation, exemption, 2213
- New trial, application for, 2230
- Notice, application for trial in Supreme Court, 2225
 - By owner, 2214
 - Hearing stated case, 2230
 - Lienholder, 2221
 - Married woman, 2214
 - Of motion, appointment of trustee, 2226
 - For judgment, by wage-earner, 2217, 2218
 - Of trial, form, 2228, 2235
 - Payments without, 2216
 - Sale of chattel, 2232
 - To mortgagees, 2217
 - To owner, 2214
 - To person primarily liable, 2216
 - Trial, 2228
- Officer, waiver of Act, 2213
- Order, carriage of action, 2227
 - Costs, 2231
 - Ex parte*, 2221, 2223
 - Fees on, 2231
 - Possession, 2227
 - Production of contract, 2224
 - Sale of materials, 2218
 - Vacating certificate of commencement of action, 2221
 - Registration, 2222
 - Vesting, 2227, 2229
- Owner, defined, 2212
 - Designation of land, 2214
 - Devices to defeat wage priorities void, 2218
 - Discharge by payment into Court, 2216
 - Extent of liability, 2215
 - Insurance, 2215
 - Liability for false statements, 2224
 - Lien for work, for, 2213
 - On interest of, 2213
 - Notice to, by lienholder, 2221
 - Of fee simple, notice by, 2214
 - Notice to, 2214
 - Payment of liens, 2216
 - Without notice, 2216
 - Person primarily liable, 2216
 - Production of contract, 2224
 - Retention of money, 2215
- Pavement, lien on, 2213
- Payment into Court, by owner, 2216
 - Into Court, disposition of monies, 2222
 - Order for, 2222
 - Proceeds of sale, 2227, 2229
 - Judgment for, 2228
 - Out of Court, procedure, 2230
 - What constitutes, 2223
- Person primarily liable, notice to, 2216
 - Retention by, 2215
- Pier, lien on, 2213
- Priority, devices to defeat void, 2218
 - Lien, 2217
 - For wages, 2217
 - Monies advanced to trustee, 2226
 - Mortgage or charge, 2214

MECHANICS' LIEN

- Procedure, interlocutory, 2232
 - Rules, 2232
- Production, accounts, 2224
 - Agreements, 2224
 - Contracts, 2224
 - Mortgages, 2224
 - Order for, 2224
- Promissory note, acceptance, 2223
 - Negotiation, 2223
- Property, destruction, 2215
 - Sale and management, 2226
 - Subject to mortgage, 2227
- Purchaser, *pro tanto*, 2220
- Railway, lien on, 2213
 - Owner, defined includes, 2212
 - Registration of claim for lien against, 2219
- Receipt, discharge, 2222
 - Verification, 2222
- Receiver, appointment, 2226
 - Security, 2226
- Receiving order, priority of liens, 2217
- Registrar, certificate, 2223
 - Certification, 2220
 - Defined, 2212
 - Registration, 2220
- Registration, certificate of commencement of action, 2221, 2222
 - Certificate of vacating order, 2222
 - Certification, 2220
 - Claim, 2220
 - Costs, 2231
 - Discharge, 2222
 - Fees, 2220
 - Mode, 2220
 - Necessary, 2220
 - Notice in lien, 2221
 - Time, 2220, 2221
 - Vacating order, 2222
- Registry Act*, referred to, 2220
- Registry Office, defined, 2212
 - Registration of commencement of action, 2221, 2222
 - Of lien in, 2219
- Repairing, lien for, 2213
- Report, certified copy for accountant, 2230
- Sale, 2229
- Retention, amount, 2216
 - Application, 2218
 - Duration, 2215
 - Liens for wages to share in, 2217
 - Payment direct re, 2216
 - Into Court, 2216
- Roadbed, lien on, 2213
- Rules, procedure, 2232
- Sale, by trustee, 2226
 - Chattel, 2232
 - Disposition of proceeds, 2227, 2229
 - Materials, 2218
 - Order for, 2227, 2228
 - Report, 2229
 - Subject to mortgage, 2227
- Satisfaction, what constitutes, 2223
- Security, disposition, 2222
 - Order for, 2222
 - Receiver's, 2226
 - Taking, 2223
 - Trustee, 2226
- Servant, waiver of Act, 2213
- Server, lien on, 2213
- Service, lien for, 2213
 - Notice of hearing of stated case, 2230
 - Of trial, 2225, 2228
 - Statement of claim, 2225
- Services, on married woman's land, 2214
 - Time for registration of lien, 2221
- Set-off, jurisdiction over, 2226
- Sidewalk, lien on, 2213
- Solicitor, representation by, 2229
- Stamps, when required, 2230, 2231
- Stated case, application for, 2230
 - Contents, 2230
 - Court of Appeal to hear, 2230
 - Notice of hearing, 2230
 - Transmission, 2230
- Statement of claim, fees on filing, 2231
 - Of claim filing, 2225
 - Service, 2225
 - Verification, 2225
 - Of defence, time for, 2225
- Street, application of Act to, 2213
- Subcontractor, defined, 2212
 - Devices to defeat wage priorities void, 2218

Subcontractor, *cont'd*
 Enforcement of lien by, 2217
 Lien for work, for, 2213
 Notice to person primarily liable, 2216
 Payment of liens, 2216
 Without notice, 2216
 Retainer of money by, 2215
 Time for registration of lien, 2220
 Supreme Court, enforcement of liens in, 2225
 Payment out of, 2230
 Powers of, vested in Master, 2225
 Trial by Judge of, 2225
 Trustee appointed in, 2226
 Time, application for new trial, 2230
 Extension, 2223
 Registration of liens, 2220, 2221
 Service of statement of claim, 2225
 Statement of defence, 2225
 Trial, 2228
 Trees, lien on, 2213
 Trestlework, lien on, 2213
 Trial, appointment, 2228
 New, 2230
 Notice, 2228
 Place, 2228
 Powers of Judge or officer at, 2228
 Time, 2228
 Who may try, 2225
 To try, 2229
 Trustee, appointment, 2226
 Powers, 2226
 Sale by, 2227
 Security, 2226
 Vault, lien on, 2213
 Vendor, liability for false statements, 2224
 Statement by, 2224
 Vesting, order for, 2227, 2229
 Wage-earner, devices to defeat priority void, 2218
 Enforcement of lien by, 2217, 2218
 Fees, 2231
 Wages, defined, 2213
 Devices to defeat priority void, 2218
 Priority of lien for, 2217
 Time for registration of lien, 2221
 Waiver, effect, 2213

What constitutes, 2223
 Way, lien on, 2213
 Well, lien on, 2213
 Wharf, lien on, 2213
Woodmen's Lien for Wages Act, referred to, 2218, 2219
 Work, lien for, 2213
 On married woman's land, 2214
 Workman, waiver of Act, 2213

MEDICAL; see also ANATOMY; CANADA
 MEDICAL (DOMINION); CORONERS;
 DENTISTRY; DRUGLESS PRACTITIONERS;
 HOSPITALS; INTERPRETATION; LIQUOR
 CONTROL; NURSES REGISTRATION;
 PHARMACY; PUBLIC HEALTH; PUBLIC
 SCHOOLS; SUMMARY CONVICTIONS

Actions, limitation of, 2458
 Annual certificate, date of, 2459
 Issue of, 2459
 Practitioner to obtain, 2459
 Appeal from committee, duties of registrar, 2457
 From decision of Registrar, 2454
 From order of discipline committee, 2457
 Application of funds of council, 2463
 Associations, establishment of, 2450
 Membership of, 2450
 Board of examiners, appointment of, 2453
 Duties of, 2453
 How composed, 2453
 By-law, certain sections subject to, 2460
 Fixing annual fee, 2459
 Power of council re, 2460
 Prescribing means of collecting fee, 2459
 Who may vote on, 2460
Canada Medical Act, application of, 2463
 Examination under, 2452
 Certificate by unregistered persons void, 2462
 Date of, 2459
 Issue of, 2459
 Of Registrar as evidence, 2463
 Payment of fees prior to issue, 2460
 Penalty for failure to obtain, 2460
 Practitioner to obtain annually, 2459
 College, a body corporate, 2446

MEDICAL

College, *cont'd*

- Members, who to be, 2446
- Powers re real and personal property, 2446
- Compelling attendance of witnesses before committee, 2458
- Controverted elections, finality of decision, 2449
 - Elections, procedure, 2449
 - Who may be relator, 2449
- Conviction, erasing name from register on, 2454
 - Suspension for, 2455
- Costs of proceedings before committee, 2458
- Council, absence of president, 2449
 - Application of funds of, 2463
 - Appointment of officers, 2449
 - Bar of action against, 2457
 - Casting vote, 2449
 - Controverted elections, 2449
 - Death of member, 2447
 - Disputed elections, 2448
 - Elected members, 2446
 - Elections, how conducted, 2447
 - Executive committee of, 2450
 - Fees and expenses of members, 2449
 - Homoeopathy, representatives of, 2446
 - How composed, 2446
 - Inquiry as to alleged misconduct, 2455
 - Meetings of, 2449
 - Members to be practitioners, 2447
 - To vote in one class only, 2448
 - Minister of Health member of, 2446
 - Notice of date of nomination, 2448
 - Powers re curriculum, 2451
 - Re medical education, 2450
 - To make rules, 2454
 - Quorum of, 2449
 - Residence of elected members, 2447
 - Resignation of member, 2447
 - Restriction re professors, etc., 2447
 - Return of voter to former class, 2448
 - Salaries of officers, 2450
 - Suspension by, 2455
 - Term of membership, 2447
 - Transfer of voter, 2448
 - University representatives, 2446
 - Vacancies, 2447

- In homoeopathic representation, 2448
- Who may vote for, 2448
- Criminal offence relating to practice, 2455
- Curriculum of studies, 2451
- Death of member of council, 2447
- Decision of registrar, appeal to council, 2454
 - Registrar re qualification, 2454
- Dentistry Act*, referred to, 2462
- Diplomas, publication in register, 2459
- Discipline committee, appeal from order of, 2457
 - Committee, appointment by council, 2456
 - Attendance of witnesses, 2458
 - Bar of action against, 2457
 - Constitution of, 2456
 - Costs of proceedings, 2458
 - Evidence on hearing, 2457
 - Legal assistance, 2456
 - Meetings of, 2456
 - Place of meeting, 2457
 - Notice of charge, 2457
 - Procedure of, 2456
 - Of on appeal, 2457
 - Proceeding in absence of accused, 2457
 - Production of documents, 2458
 - Vacancies in, 2456
- Division associations, chairman of, 2450
 - Establishment of, 2450
 - Membership of, 2450
- Doctor, penalty for improper use of title, 2462
- Education, admission of students, 2450
 - Appointment of examiners, 2450
 - Certificates of foreign institutions, 2451
 - Curriculum of studies, 2451
 - Graduates in arts, 2451
 - Powers of council, 2450
 - Preliminary examination, 2450
 - Standard for matriculation, 2451
- Elected members of council, residence of, 2447
 - Representatives on council, 2446
- Elections for council, transfer of voter, 2448
 - Who may vote, 2448
- Erasing name from register, consequences of, 2461

- Erasing name, *cont'd*
 - From register on conviction, 2454
 - On default as to certificate, 2460
- Evidence of qualification, register to be, 2459
- Examinations of homoeopaths, 2453
 - Regulations re, 2454
 - Under *Canada Medical Act*, 2452
 - Where held, 2453
- Executive committee, powers of, 2450
- Fees, application of, 2459
 - Certain sections effective only on adoption by by-law, 2460
 - Certificate not to issue if unpaid, 2460
 - Collection of, 2459
 - Fixed by by-law of council, 2459
 - Payable to members of council, 2449
 - When payable, 2459
- Form of register, 2464
- Frivolous complaint, costs of respondent, 2455
- Funds, application of, 2463
 - Payable to treasurer, 2463
- Homoeopaths, compliance with curriculum, 2451
 - Examination of, 2453
 - Preliminary examination, 2450
 - Representation on council, 2446
- Indictable offence, erasing name from register, 2454
- Inquiry by council, re disputed election, 2448
- Lecturer, restriction as to council membership, 2447
- Limitation of actions, 2458
 - Of prosecutions, 2463
- Malpractice, limitation of action for, 2458
- Medical associations establishment of, 2450
 - Membership of, 2450
- Medical Council of Canada, registration by 2463
- Meetings of council, absence of president, 2449
 - Of council, casting vote, 2449
 - Quorum, 2449
 - Rules as to, 2449
- Members of council to be practitioners, 2447
- Minister of Health, member of council, 2446
- Misconduct, erasing name from register for, 2454
 - Inquiry by council, 2455
 - Notice of charge, 2457
 - Right of accused to counsel, 2456
 - Service of notice to accused, 2457
 - Suspension for, 2455
- Misrepresentation to procure registration, 2461
- Negligence, limitation of action for, 2458
- Nomination for council, notice of date of, 2448
- Notice of date of nomination for council, 2448
 - Of erasing from register, publication, 2461
- Officers of council, appointment of, 2449
- Salaries of, 2450
- Ontario Gazette*, notice of erasing, 2461
- Onus of proving registration at trial, 2463
- Penalties, application of, 2463
 - Evidence of registration, 2463
 - Failure to register, 2460
 - False pretence of qualification, 2461
 - Title or description, 2462
 - Falsifying register, 2461
 - Limitation of prosecutions, 2463
 - Obtaining registration by fraud, 2461
 - Practising without registration, 2461
 - Recovery of, 2462
 - Stay of proceedings, 2463
- Penalty, practising during suspension, 2456
- Physician, penalty for improper use of title, 2462
- Practice, not permitted during suspension, 2455
 - Rights of registered persons, 2458
- Production of documents on hearing by committee, 2458
- Professional misconduct, erasing of name for, 2454
 - Services, recovery of charges for, 2458
- Professor, restriction re council membership, 2447

MEDICAL

- Prosecutions, limitation of, 2463
 - Stay of proceedings, 2463
 - Prosecutor, payment of, 2463
 - Who may be, 2463
 - Provincial examinations suspended, 2453
 - Publication of notice of erasing from register, 2461
 - Qualifications, publication in register, 2459
 - Register, consequences of erasing from, 2461
 - Contents of, 2451, 2459
 - Correction of, 2452
 - Erasing name for default in obtaining certificate, 2460
 - On conviction, 2454
 - Form of, 2464
 - Inspection of, 2452
 - Penalty for falsifying, 2461
 - Prima facie* evidence, 2459
 - Publication of, 2458
 - Recording of higher degree, 2454
 - Restoration by Court of Appeal, 2455
 - Restoring name on order of council, 2455
 - Names to, 2452
 - Registrar, appointment of, 2449
 - Duties on appeal from committee, 2457
 - Penalty for falsifying register, 2461
 - Power to summon meetings, 2449
 - Registration, burden of proof as to, 2463
 - Certified copy of entry evidence of, 2459
 - Contents of register, 2451, 2459
 - Correction of register, 2452
 - Decision of registrar, 2454
 - Erasing names by registrar, 2452
 - Evidence, how given, 2463
 - Re qualification, 2454
 - Examination by Provincial Board, 2453
 - Fraud in procuring, 2461
 - Higher degree, recording of, 2454
 - Inspection of register, 2452
 - Necessary for public appointee, 2462
 - Only registered persons to practise, 2452
 - Penalty for practising without, 2461
 - Persons from other provinces, 2453
 - Practitioners of Great Britain, 2452
 - Prerequisite to recovery of charges, 2462
 - Rights appurtenant to, 2458
 - Qualifications required, 2452
 - Suspension of, 2455
 - Re-registration on payment of arrears, 2460
 - Resignation of member of council, 2447
 - Rules, re examinations, 2454
 - Re fees for registration, 2454
 - Re registers, 2454
 - Salaries of officers of council, 2450
 - Stay of proceedings in prosecutions, 2463
 - Summary Convictions Act*, referred to, 2462
 - Surgeon, penalty for improper use of title, 2462
 - Suspension, application of certain sections, 2456
 - Of registration, 2455
 - Penalty for practising during, 2456
 - Teacher, restriction re council membership, 2447
 - Term of membership on council, 2447
 - Territorial divisions, list of, 2464
 - Representation on council, 2447
 - Titles, publication in register, 2459
 - Transfer of voter from one class to another, 2448
 - Trial, onus of proving registration, 2463
 - Universities, representation on council, 2446
 - Unregistered persons, certificate by, void, 2462
 - Not entitled to privileges, 2460
 - To recover charges, 2462
 - Vacancies in council, 2447
- MEDICAL EXAMINATION; see JUDICATURE
- MEDICAL OFFICER OF HEALTH; see FACTORY, SHOP AND OFFICE BUILDING; PUBLIC HEALTH
- MEDICAL PRACTITIONERS; see CORONERS; ELECTION; FACTORY, SHOP AND OFFICE BUILDING; INTERPRETATION; JUDICATURE; JURORS; MEDICAL
- MEDICAL SCHOOLS; see ANATOMY; MEDICAL; PUBLIC HOSPITALS; TORONTO GENERAL HOSPITAL

MEDICINE; see ANATOMY; DENTISTRY;
DRUGLESS PRACTITIONERS; HOSPITALS;
INTERPRETATION; LIQUOR CONTROL;
MEDICAL; NURSES' REGISTRATION;
PHARMACY; PUBLIC HEALTH

MENAGERIE; see TRAVELLING SHOWS

MENTAL DEFICIENCY; see ANDREW
MERCER REFORMATORY; HOUSES OF
REFUGE; INTERPRETATION; MENTAL
HOSPITALS

MENTAL DISEASE; see INTERPRETATION;
MENTAL HOSPITALS; MENTAL INCOM-
PETENCY

MENTAL HOSPITALS; see also ANAT-
OMY; CORPORATIONS TAX; DEPEND-
ANT'S RELIEF; HOUSES OF REFUGE;
PSYCHIATRIC HOSPITALS; PUBLIC IN-
STITUTIONS INSPECTION; TRUSTEE

Accounts by public trustee, 4846
Regulations re, 4822

Act, application to approved home, 4834
Application to designated institutions, 4821
To probationers, 4833

Private Sanitaria exempted, 4822

Psychiatric Hospitals exempted, 4822

Actions, consent of Attorney-General re,
4824

For tort of patient, 4824

Limitations of, 4824

Service on public trustee, 4844

Administration, vested in department, 4823

Admission, application for, 4825

Certificated patients, 4827

Deputy Minister's warrant, 4831

During magistrate's adjournment, 4830

Mentally defective persons, 4826, 4827

Mentally ill persons, 4826, 4827

Of epileptics, 4839

Of habitue, 4836

On Judge's remand, 4832

On magistrate's inquiry, 4830

On magistrate's remand, 4832

On warrant of Deputy Minister, 4831

Prisoners, Lieutenant-Governor's warrant,
4832

Voluntary patients, 4827

Agreements, regulations re, with Dominion
Government, 4850

Re militia with Dominion Government,
4850

* With Dominion Government authorized,
4849

Alcoholic habitue, defined, 4820

Application for maintenance, Judge's order
on, 4843

Procedure re, 4843

Appointment for hearing, service on habi-
tue, 4836

Apprehension by warrant, 4829

Detention of patients after, 4836

Of escaped patients, 4835

Proceedings on, 4829

Regulations re, 4822

Without warrant, 4829

Approved home, application of Act to
patients in, 4834

Approval of, by Minister, 4834

Defined, 4821

Powers of public trustee, patient in,
4845

Regulations re, 4823

Release of patient to, 4834

Restriction re prisoners, 4834

Assistants, regulations re, 4822

Attorney General, consent re actions, 4824

Audits, regulations re, 4822

Board of Education, request examination
mental health clinics, 4848

Public school trustees, request examina-
tion mental clinics, 4848

Separate school trustees, request examina-
tion mental health clinics, 4848

Bond, for maintenance, 4842

Care of patients, regulations re, 4822

Certificated patients, admission of, 4827

By medical certificate, 4828

Discharge of, 4835

To other institutions, 4835

Mentally defective may be, 4826

Ill may be, 4826

MENTAL HOSPITALS

- Certificates of approval, regulations re, 4823
 - When medical practitioner not to issue, 4825
- Certification of patient, when in hospital, 4828
- Certiorari* application, defective forms not invalid on, 4826
- Charges in institutions, regulations re, 4823
- Child, defined, 4820
- Children, liability of parent for maintenance, 4843
- Clerks, regulations re, 4822
- Committee, appointed prior to admission, 4843
 - Appointment by Supreme Court, 4844
 - Public trustee *ex officio*, 4843
 - Instead of, 4843
 - Re habituate patients, 4844
 - Re voluntary patients, 4844
- Conduct of patients, regulations re, 4822
- Consolidated Revenue Fund, payment expenses mental health clinics, 4848
- Constables, apprehension with warrant by, 4829
 - Apprehension without warrant by, 4829
- Construction of institutions, regulations re, 4823
- Corporations Tax Act*, application of, 4842
 - Referred to, 4842
- Costs and expenses, liability of municipality for, 4841
 - Recovery from patient, 4841
 - Patient's estate, 4841
 - Person liable, 4841
- Council, retained re habitue's hearing, 4837
- Custody of patient, regulations re, 4822
- Death of patients, power of public trustee on 4845
- Department, administration vested in, 4823
 - Defined, 4820
 - Payment, regulations re, 4823
 - Powers re mental health clinics, 4847
- Deportation, mentally ill, deficient or epileptics, 4832
- Deporting persons into Ontario, apprehension of persons, 4841
 - Deputy Minister's warrant for, 4841
- Detaining as certificated patient, 4842
- Detention of persons, 4841
- Discharge, 4842
 - Examination of persons, 4841
- Deputy Minister, application for admission to, 4825
 - Minister, chief executive officer, 4823
 - Defined, 4820
 - Delegation of authority by, 4823
 - Direction for admission, 4825
 - Information forwarded to, 4831
 - Notice re admission, 4825
 - Powers on special inquiry, 4826
 - Receipt of Judge's report re habitue, 4838
 - Receiving magistrate's certificate, 4830
 - Regulations re powers and duties, 4822
 - Special inquiry by, 4826
 - Subject to Minister's control, 4823
 - Warrant for admission by, 4831
- Minister's certificate releasing prisoners to approved home, 4834
 - Warrant, admission of habitue on, 4838
 - Admission on, 4831
 - Apprehension of persons on, 4841
 - Deporting persons into Ontario, 4841
 - For habitue, 4838
 - On magistrate's certificate, 4831
 - Patient, admission of, 4831
 - Certificate of Deputy Minister, re, 4835
 - Discharge of, 4835
 - Discharge to other institution, 4835
 - Transfer of patients, 4831
- Destitute persons, examination of, 4828
- Discharge, from examination unit, 4840
 - Of epileptic, 4840
 - Of patients, regulations re, 4822
 - Of voluntary patient, 4834
- Discipline of patients, regulations re, 4822
- District, regulations prescribing, 4822
- Dominion Government, agreements with and regulations, 4850
 - Agreements with authorized, 4849
 - With, re militia, 4850
 - Detention by, under other authority, 4851
 - Public trustee *ex officio* committee, 4851

- Drug habitue, defined, 4820
- Drunkennes, proof in petition before Judge 4836
- Employees, regulations re, 4822
- Epileptic patient, admission by Deputy Minister's warrant, 4839
 - Patient, admission by Lieut.-Gov., warrant, 4839, 4832
 - Admission of certificated, 4839
 - Of voluntary, 4839
- Patients, admission on judge's remand, 4840
 - Admission on Magistrate's inquiry, 4840
 - On Magistrate's remand, 4840
 - On remand, 4832
 - To examination unit, 4840
 - Approved home, 4840
 - Certain provisions applicable to, 4840
 - Deportation by Lieut.-Gov.'s warrant, 4832
 - Discharge, 4840
 - From examination unit, 4840
 - Escape and apprehension, 4840
 - Probation, 4840
 - Release to approved home, 4834
 - Transfer of, 4840
- Person, deporting into Ontario, 4841
- Prisoners, Lieut.-Gov.'s warrant re, 4832
- Epileptics, certain provision applicable to, 4840
 - Ontario Hospital at Woodstock for, 4839
- Equipment of institutions, regulations re, 4823
- Escape, offences and penalties re, 4824
 - Of patients, apprehension without warrant, 4835
 - Detention after apprehension, 4836
- Estate of patients, inquiry re, 4842
 - Of patients, public trustee *ex officio* committee, 4843
- Evidence, recital re public trustee in documents as, 4845
- Examination of destitute persons, 4828
 - Unit, admission to, 4840
 - Approval by Minister of, 4840
 - Certificate of approval, 4840
 - Certification in, 4840
 - Defined, 4820
 - Period of detention in, 4840
 - Regulations re, 4823
- Family of patients, public trustee paying maintenance to, 4846
- Probation of patients with, 4833
- Undertaking re, 4833
- Finances of institutions in charge of stewards, 4824
 - Of institutions, regulations re, 4823
- Forms not invalid for certain defects, 4826
 - Not invalid for certain purposes, 4826
 - Regulations re, 4822
 - When medical practitioner not to issue, 4825
- Fraudulent transactions, when deemed, against public trustee, 4845
- Friends giving evidence on Magistrate's inquiry, 4830
 - Petition by re habitue, 4836
 - Probation of patients with, 4833
 - Undertaking re, 4833
- Habeas corpus, defective forms not invalid on, 4826
- Habituate patient, admission after Judge's inquiry, 4838
 - Patient, admission certificated, 4838
 - Admission of voluntary, 4836
 - To examination unit, 4840
 - Approved home for, 4839
 - Discharge default of maintenance, 4839
 - From examination unit, 4840
 - Of, 4839
 - To other institutions, 4839
 - Escape and apprehension, 4839
 - Probation, 4839
 - Transfer, 4839
 - When public trustee committee, 4844
- Habitue, admission of Deputy Minister for, 4838
 - Admission of voluntary, 4836
 - On medical certificates, 4838
 - Authority of certificates re, 4839
 - Certain provisions applicable to, 4839
 - Defined, 4820
 - Detention pending admission, 4838
 - Discharge of, 4839
 - Hearing of petition re, 4837
 - Inquiry by Judge re, 4838, 4837

MENTAL HOSPITALS

Habitue, *cont'd*

- Petition for compulsory committal, 4836
- Temporary committal of, 4838
- Voluntary, signing of pledge by, 4836
 - Terms of admission, 4836
 - Time of detention, 4835
- Warrant of Deputy Minister for, 4838
- Hearing re habitue, attendance of habitue, 4837
 - Re habitue, evidence on oath, 4838
 - Powers of Judge on, 4837
 - Report of Judge on, 4837
 - Retaining of counsel for, 4837
 - Service of appointment for, 4836
 - Where habitue cannot appear, 4837
 - Detained in institution, 4837
- Hospital for epileptics, Woodstock, hospital continued, 4839
 - Schools defined, 4820
 - Name of, 4821
- Hospitals, certification of patient in, 4828
 - Defined, 4820
 - Name of, 4821
- House of Refuge, transfer of patients to, 4835
- Indigents, charges when transferred to hospitals, 4826
 - Liability of municipality for, 4842
- Infant, examination mental health clinics, 4848
- Information, for warrant for apprehension, 4829
- Inquiry, adjournment by Magistrate, 4830
 - By Magistrate, 4830
 - Evidence on oath at, 4830
 - Powers of Magistrate on, 4831
 - Re institution by Deputy Minister, 4826
 - By inspector, 4826
- Inspection of institutions, regulations re, 4822
- Inspector, appointment of, 4823
 - Defined, 4820
 - Powers on special inquiry, 4826
 - Regulations re, 4822
 - Special inquiry by, 4826
- Institution of proceedings, not duty of public trustee, 4847
- Institutions defined, 4820

- Regulations designating, 4822
 - Re, 4822
- Judge, application for order re maintenance, 4843
 - Order for payment of maintenance, 4843
 - Powers on hearing re habitue, 4837
 - Remand by, 4832
 - Report to Deputy Minister re hearing, 4837
- Justice of the Peace, issue of warrant for apprehension, 4829
- Lien, public trustee's costs and charges, 4845
- Lieut.-Gov., appointment of inspectors, 4823
 - May name hospital schools, 4821
 - Hospitals, 4821
 - Powers re regulations, 4822
- Lieut.-Gov.'s warrant admission of prisoners by, 4832
 - Warrant, deportation by, 4832
 - Patient certificate of Deputy Minister re, 4835
 - Discharge of, 4835
 - Discharge to other institutions, 4835
 - Valid notwithstanding irregularities, 4832
- Limitations of actions against officers, employees, 4824
 - Against public trustee, 4824
- Magistrate, certificate after inquiry, 4830
 - Discharge by, after inquiry, 4830
 - Examination at request of, 4830
 - Forwarding certificate to Deputy Minister, 4830
 - Inquiry by, 4830
 - Order examination mental health clinics, 4848
 - For further examination, 4830
 - Powers of, on inquiry, 4831
 - Proceedings on apprehension, 4829
 - Remand by, 4832
 - Warrant for apprehension returnable, 4829
- Magistrate's certificate after inquiry, 4830
- Maintenance, bond for, 4842
 - Demand for, 4843
 - Liability of municipality for, 4842
 - Of parent for child, 4843

Maintenance, *cont'd*

- Liability of patient, 4842
 - Of patient's estate, 4842
 - Wife, 4842
- Notice by steward re, 4843
- Order for payment of, 4843
- Payment by public trustee, 4846
- Regulations re, 4822
- Manitoba, Province of, administrator of estates for, 4847
 - Order-in-council appointing administrator, 4847
 - Powers of administrator, 4847
- Medical certificates, authority to convey patient, 4828
 - Certificates, authority to detain patient, 4838
 - By departmental officer prohibited, 4828
 - Certificated patients by, 4828
 - Completed in seven days, 4828
 - Date of examination stated, 4827
 - Finding of medical practitioner, 4827
 - Form re habitue, contents, 4838
 - Forwarded in fourteen days, 4828
 - Limitations of, 4827
 - Of re habitues, 4838
 - Re habitues, authority of, 4839
 - Signature and attestation of, 4827
 - State facts communicated, 4827
 - Facts observed, 4827
 - Personal examination, 4827
 - When patient in hospital, 4828
 - Practitioner, appointment as examiners, 4829
 - Certifying, not departmental officer, 4828
 - Examination by, at Magistrate's request, 4830
 - Not to certify relatives, 4825
 - Restrictions re certifying by, 4825
- Mental defective defined, 4820
 - Deficiency defined, 4821
 - Health, advice by mental health clinics, 4849
 - Clinics, authority to give advice, 4849
 - Establishment by department, 4847
 - Examination by, 4848

- May be held in school, 4849
- Of infant, when, 4848
- Of pupils, 4848
- On Magistrate's order, 4848
- Where held, 4849
- Expenses, how paid, 4848
- Officer in charge of, 4847
- Powers of, 4848
- Records of, closed to public, 4849
- Report to department, 4849
 - To Minister of Education, 4849
 - Of Health, 4849
 - To organization, 4849
 - To person examined, 4849
- Staff of, 4847
- Illness defined, 4821
- Mental Incompetency Act*, referred to, 4843, 4844
- Mentally defective patients, admission by Lieut.-Gov.'s warrant, 4832
- Defective patients, admission on remand, 4832
 - Patients, admission to examination unit, 4840
 - Deportation by Lieut.-Gov.'s warrant, 4832
 - Discharge from examination unit, 4840
 - Of certificated patients, 4835
 - Warrant patients, 4835
 - Escape and apprehension, 4835
 - Probation, 4833
 - Person, admission certificated, 4826
 - Admission, Deputy Minister's warrant, 4826, 4831
 - During Magistrate's adjournment, 4830
 - Lieut.-Gov.'s warrant, 4826
 - On Magistrate's inquiry, 4830
 - Remanded by Judge, 4827
 - By Magistrate, 4827
 - Apprehension without warrant, 4829
 - Defined, 4820
 - Deporting into Ontario, 4841
 - Discharge by Magistrate, 4830
 - Examination of destitute, 4828
 - Inquiry by Magistrate, 4830
 - Magistrate's certificate re, 4830

MENTAL HOSPITALS

Mentally defective person, *cont'd*

Not admitted as voluntary patient, 4826

Warrant for apprehension, 4829

Prisoners, Lieut.-Gov.'s warrant re, 4832

Ill patients, admission by Lieut.-Gov.'s warrant, 4832

Patients, admission on remand, 4832

Admission to examination unit, 4840

Deportation by Lieut.-Gov.'s warrant, 4832

Discharge from examination unit, 4840

Of certificated patients, 4835

Of voluntary, 4834

Warrant patients, 4835

Escape and apprehension, 4835

Probation, 4833

Release to approved home, 4834

Person, admission as voluntary patient, 4826

Admission certificated, 4826

Deputy Minister's warrant, 4826

During Magistrate's adjournment, 4830

Lieut.-Gov.'s warrant, 4826

On Magistrate's inquiry, 4830

Remanded by Judge, 4827

By Magistrate, 4827

Apprehension without warrant, 4829

Defined, 4821

Deporting into Ontario, 4841

Discharge by Magistrate, 4830

Examination of destitute, 4828

Inquiry re by Magistrate, 4830

Magistrates certificate re, 4830

Warrant for apprehension, 4829

Prisoners, Lieut.-Gov.'s warrant re, 4832

Militia Act (Canada), referred to, 4850

Militia, agreements with Dominion Government re, 4850

Regulations with Dominion Government re, 4850

Minister, appointment medical practitioners as examiners, 4829

Approval of home, 4834

Of examination unit, 4840

Certificate for approved home, 4834

Defined, 4821

Municipality, liability for certain costs, 4841

Liability for maintenance, 4842

Recovery by, of certain costs, 4841

Reimbursement of, 4841

Name of hospital, 4821

Of hospital schools, 4821

Notice of liability by steward re maintenance, 4843

Oath, evidence on, at inquiry, 4830

Evidence on, hearing re habitue, 4838

Verifying petition re habitue, 4836

Offences, assisting escape of patient, 4824

Counselling escape of patient, 4824

Penalties for, 4824

Recovery of penalties, 4825

Visiting after prohibition, 4824

Officers, regulations re, 4822

Ontario Hospital, Woodstock, for treatment, of epileptics, 4839

Liability of municipality re indigents, 4842

Parent defined, 4821

Liability for child's maintenance, 4843

Patient, defined, 4821

Patients, liability for costs and expenses, 4841

Liability for maintenance, 4842

Of municipality for maintenance, 4842

Offences re, 4824

Penalties for offences re, 4824

Power public trustee on death of, 4845

Public trustee's powers re estate of, 4845

Regulations prescribing classes, 4822

Superintendent in charge of, 4825

Transfer Deputy Minister's warrant, 4831

To House of Refuge, 4835

To public hospitals, 4826

To sanatoria, 4835

What deemed fraudulent transactions, 4845

Peace officers, apprehension with warrant by, 4829

Apprehension without warrant by, 4829

Persons, regulations re admission and apprehension, 4822

Petition for committal of habitue, 4836
 Service on habitue, 4836
 Verification on oath of, 4836
 Who may take, 4836
 Prisoners, Lieut.-Gov.'s warrant re, 4832
 Probation on Deputy Minister's certificate, 4833
Private Sanitaria Act, referred to, 4834, 4835, 4839
 Private sanatoria, exempted from Act, 4822
 Probation, application of Act to probationers, 4833
 Of patient, regulation re, 4822
 Of prisoners on Deputy Minister's certificate, 4833
 Return from, 4833
 Undertaking re, 4833
 Warrant for apprehension from, 4833
 Probationer, in custody of family, 4833
 Of friends, 4833
 Proceeding, service on public trustee, 4844
 Process, service on public trustee, 4844
 Prosecutions, consent of Attorney-General re, 4824
 Limitations of, 4824
 Psychiatric hospitals exempted from Act, 4822
Public Hospitals Act, referred to 4826
 Public hospitals, charges of, 4826
 Transfer of patients to, 4826
Public Institutions Inspection Act, referred to, 4832
Public Schools Act, referred to, 4848
 Public trustee, account by, 4846
 Trustee, Acts not affected by subsequent appointment, 4844
 Application to Court for direction, 4846
 Committee patient in Dominion institution, 4851
 Compensation of, 4846
 Consent to Supreme Court appointment, 4844
 Costs and charge, lien, 4845
Ex officio committee of estate, 4843
 In lieu of trustee under *Mental Incompetency Act*, 4843
 Limitation of actions against, 4824
 No duty to institute proceedings, 4847

To intervene, 4847
 Notice to re Supreme Court appointment, 4844
 Not liable except for wilful misconduct, 4846
 Passing of accounts by, 4846
 Payment of maintenance by, 4846
 Of money out of Court to, 4846
 Powers of, 4844
 On patient's death, 4845
 Prior appointment effective, 4843
 Purposes for exercising powers, 4845
 Recital in documents re, 4845
 Relief of, on patient's discharge, 4846
 Replaced by Supreme Court appointment, 4844
 Service of process on, 4844
 Taxing of costs accounts, 4846
 When committee habituate patients, 4844
 Committee voluntary patients, 4844
 Transactions deemed fraudulent, 4845
 Pupils' examination mental health clinics, 4848
 Examination, parents' consent required, 4848
 Records, regulations re, 4822
 Regulations by Lieut.-Gov., 4822
 Defined, 4821
 Designating institutions under Act, 4822
 Which Act applies, 4821
 Examination units, 4823
 Exempting approved homes, 4823
 General, 4823
 Powers and duties Deputy Minister, 4822
 Prescribing charges, 4823
 Classes of patients, 4822
 Department payments, 4823
 District, 4822
 Re admission and apprehension of persons, 4822
 Certificate of approval, 4823
 Dominion Government agreements, 4850
 Forms, 4822
 Release of patient, regulations re, 4822
 Re institutions, 4822, 4823
 Officers, 4822
 Patients, 4822

MENTAL HOSPITALS

- Release, *cont'd*
 What to include, 4822, 4823
- Remand by Magistrate or Judge, 4832
 Certification on, 4833
 Return of patient to Court, 4833
 Superintendent's report on, 4833
- Report of Judge, re habitue's hearing, contents, 4838
- Reports, regulations re, 4822
- Sanitaria, transfer of habituate patients to, 4839
 Transfer of patients to, 4835
- Saskatchewan, Province of, administrator of estates for, 4847
 Order-in-council appointing, 4847
 Powers of administrator of, 4847
- Schools, consent re examination of pupils, 4848
 Examination of pupils in, 4849
 Of pupils of, 4848
 Request re examination of pupils of, 4848
- Service of appointment on habitue, 4836
 Of petition on habitue, 4835
 Of process on public trustee, 4844
- Site of institutions, regulations re, 4823
- Staff of mental health clinics, 4847
- Steward defined, 4821
 In charge of finances, 4824
 Notice of liability re maintenance, 4843
 Regulations re, 4822
- Summary Convictions Act*, referred to, 4825, 4831
- Superintendent, application for admission to, 4825
 Defined, 4821
 Direction for admission, 4825
 In charge of patients, 4825
 May discharge habituate patient, 4839
 Receive voluntary habitue, 4836
 Notice re admission, 4825
 Probation allowed by, 4833
 Report on remand, 4833
- Superintendents in charge of institutions, 4823
 Powers of, 4823
 Regulations re, 4822
- Supreme Court, appointment of committee by, 4844
- Taxation of costs by public trustee, 4846
- Torts of patients, when no action re, 4824
- Transfer of patient on Deputy Minister's warrant, 4831
 Of patient, regulations re, 4822
 To House of Refuge of certain patients, 4835
 To public hospitals, 4826
 To sanatoria for patients, 4835
- Treatment of patients, regulations re, 4822
- Undertaking, re probation of patient, 4833
- Visiting of patients, penalties after prohibition re, 4824
- Voluntary habitue, admission of, 4836
 Habitue, signing of pledge by, 4836
 Superintendent may receive, 4836
 Terms of admission, 4836
 Time of detention, 4836
- Patients, discharge default of maintenance, 4835
 Discharge of, 4834
 To other institution, 4834
 How admitted, 4827
 Limit of period of detention, 4827
 When person not admitted as, 4827
 When public trustee committee, 4844
- Warrant for apprehension, form of, 4829
 For apprehension, information laid for, 4829
 Issued by Justice of the Peace, 4829
 Returnable before Magistrate, 4829
 When not required, 4829
- Of Deputy Minister apprehending patient from probation, 4833
 On Magistrate's certificate, 4831
- Of Lieut.-Gov., deportation by, 4832
 Re prisoners, 4832
 Valid notwithstanding irregularities, 4832
- Of superintendent apprehending patient from probation, 4833
- Wife, liability for patient's maintenance, 4842
- Wilful misconduct, public trustee liable for, 4846

Witnesses, examination on oath Magistrate's inquiry, 4831

Woodstock Hospital for Epileptics, application of Act to, 4840

Object and design, 4839

MENTAL ILLNESS; see INTERPRETATION;
MENTAL HOSPITALS; MUNICIPAL

MENTAL INCOMPETENCY; see also DEVOLUTION OF ESTATES; DIVISION COURTS; DOWER; EVIDENCE; INTERPRETATION; LAND TITLES; MARRIED WOMEN'S PROPERTY; MENTAL HOSPITALS; REGISTRY; TRUSTEE

Accounts, passing of, on direction of court, 1451

Verification of, 1446

Administration, estates of mental incompetents, 1446

Alcohol, mental infirmity from excessive use, 1455

Alcoholics, application of Act to, 1455

Appeal from order declaring person capable, 1445

From order made after trial, 1444

Jurisdiction of Court hearing, 1444

Practice on, 1443

Procedure on, from order, 1443

Who may, from order after trial, 1444

From order of lunacy, 1443

Application, discharge of order, 1445, 1456

To Court to have committee exercise power, 1450

Who may make, 1443

Charge for improvements, 1447

Interest on, 1447

Prior, not affected by committee, 1450

Charitable institutions, vesting property in trustees of, 1446

Chose in action, held jointly with incompetent, 1453

Transfer of, held by incompetent in trust, 1452

Committee, acceptance of surrender of lease, 1448

Acts done under order, 1450

Amount of security, 1446

Assurances given by, 1450

Carrying on business, 1448

Consent to transfer of lease, 1448

Disposal of property by, 1448

Exchanging property, 1448

Exercise of powers, 1450

Filing additional accounts, 1446

Grant of lease by, 1448

Obedience of Court orders, 1450

Performance of contracts, 1448

Powers of, mental incompetent not so found, 1455

Under Court order, 1448

Sale of property by, 1448

Security of, 1446

Transfer of stock on death of, 1452

Consent, committee's, 1450

Contingent right defined 1441

Disposition, of held in trust, 1452

Convey defined, 1441

Conveyance by Court order, 1452

Court may direct, of land, 1452

Defined, 1441

Costs, direction re, 1454

Court, appointment of new trustee by, 1451

Appointment of person to transfer stock, 1452

Defined, 1441

Delegation of powers to master, 1443

To referee, 1443

Determination of terms of lease by, 1449

Directing conveyance, 1452

Disposition of proceeds of sale, 1450

Passing of accounts, 1451

Direction of assurances by, 1450

Of transfer of stock, 1452

Re costs, 1454

Re trial of issue, 1443

Jurisdiction of, 1455

Order committee to give consent, 1450

Exercise of power by committee, 1450

Transfer of stock, when incompetent personal representative, 1453

Power of, how exercisable, 1443

On appointing new trustees, 1450

Re mental incompetents, 1442

MENTAL INCOMPETENCY

Court, cont'd

Power re temporarily incompetent person, 1450

To authorize committee to do certain things, 1448

Creditors, rights of, against estate of incompetent, 1446

Declaration, lunacy, 1443

Demand, filing for jury trial, 1444

Jury trial, 1444

Directions, Court may give, re property vested, 1454

Drug habituate, application of Act to, 1455

Drunkenness, mental incompetency through, 1455

Estate tail, leases upon, 1449

Estates, power of Court re, 1442

Evidence, required on application, 1443

Examination, medical, of mental incompetent, 1445

Mental incompetent at trial of issue, 1443

On direction of Court, 1445

Exchange, nature of proceeds on, 1449

Improvements, charge for, 1447

Cost of a charge on land, 1447

On property, 1447

Inebriates, application of Act to, 1455

Interest, mental incompetent's in money arising from sales, 1449

Payment of, 1447

Inventory, contents of, 1446

Filing of, 1446

Verification of, 1446

Judicature Act, referred to, 1455

Jury, trial by, on demand of mental incompetent, 1444

Land, defined, 1441

Lease, granted under order, 1449

Renewal of, 1449

Leases, premiums on renewals, 1449

Terms of, subject to direction of Court, 1449

Maintenance, temporarily incompetent person, 1451

Master, powers of, 1443

Mental Hospitals Act, referred to, 1442

Mental incompetency, defined, 1442

Incompetency order of Court conclusive of, 1454

Incompetent, death of committee, transfer of stock, 1452

Defined, 1441

Demand for jury trial by, 1444

Examination of, 1445

Judge may dispense with production of, 1443

Management of estate of, 1446

Medical examination of, 1445

Mode of examination of, 1443

Non-resident, transfer of stock, 1452

Not so found, 1455

When incapable, 1455

Order for custody of, 1442

Estate of, 1442

Personal representative of deceased, 1453

Production of, at trial, 1443

Infirmities, persons incapacitated by, 1455

Money, payment out of Court of, 1454

Mortgage defined, 1442

Terms of, for maintenance, 1447

Official Referee, delegation of powers of Court to, 1443

Order, after trial, when final, 1444

Appeal from, after trial, 1444

Declaring person capable, 1445

Re mental incompetent not so found, 1455

Custody of estate, 1442

Of mental incompetent, 1442

Effect of, 1453

Authorizing transfer of stock, 1453

Declaratory, 1454

Notice of, 1453

Vesting, 1452

Improperly obtained, relief from, 1454

Maintenance of temporarily incompetent person, 1451

Mortgage of property of incompetent on, 1447

Operation of, 1442

Payment out of monies of incompetent, 1454

Procedure on appeal from, 1443

Releasing contingent right, 1452

Order, *cont'd*

- Releasing contingent right held upon trust, 1452
- Sale of property of incompetent, 1449
- Superseding, 1445
- Vesting of property held upon trust, 1452
- Who may appeal from, 1443
- Partition, nature of proceeds on, 1449
- Order of Court for, 1448
- Person, when not mental incompetent, 1455
- Persons, powers of Court re incompetent, 1442
- Possessed, 1442
- Premiums, nature of, on renewal of lease, 1449
- Payment of on renewal of lease, 1449
- Procedure, on appeal from order, 1443
- On trial of issue, 1444
- To determine recovery, 1445
- Proceeds, direction of Court on partition, 1450
- Nature of on partition, 1450
- Property, nature of charge for improvements to, 1447
- Sale of incompetents interest in, 1449
- Taken in exchange, subject to same uses, 1449
- Vesting, held on trust by incompetent, 1452
- In trustees of charitable institutions, 1454
- Receipt for money paid under order, 1451
- Re-conveyance, direction of Court re, 1454
- Release, under order, of contingent interest, 1452
- Rules, application of, 1455
- Supreme Court may make, 1455
- Security, amount of committee's, 1446
- Committee's in favor of accountant, 1446
- Seised, defined, 1442
- Stock defined, 1442
- Held jointly with incompetent, 1453
- Order directing transfer of, 1453
- Transfer of, held by incompetent in trust, 1452
- Of non-resident incompetent, 1452
- On death of committee, 1451
- Vesting of, held by incompetent in trust, 1452

- Tenancy, power of committee re, 1448, 1449
- Trial, demand of incompetent for jury, 1444
- Dispensing with production of incompetent at, 1443
- Of issue, determination of incompetency, 1443
- Determination of recovery, 1445
- Hearing of, 1443
- Mode of, 1443
- Order after, 1444
- Procedure on, 1444
- Production of mental incompetent, 1443
- Scope of, 1444
- Trust, 1442
- Trustee Act*, referred to, 1450
- Trustee, appointment of new, 1454
- Defined, 1442
- Trustees, appointment of, by the Court, 1450
- Vesting property in, 1454

MENTAL INFIRMITIES; see MENTAL INCOMPETENCY

MERCANTILE LAW AMENDMENT; see also ASSIGNMENT OF BOOK DEBTS; ASSIGNMENTS AND PREFERENCES; BILLS OF SALE AND CHATTEL MORTGAGE; BULK SALES; CONDITIONAL SALES; DEFINITION OF TIME; FACTORS; GOLD CLAUSES; SALE OF GOODS; STATUTE OF FRAUDS; WAREHOUSEMEN'S LIEN

- Bailee, receipt of goods by, 2025
- Bills of lading, advances thereunder, 2029
- Conclusive evidence of, 2028
- Defined, 2025
- Fraud of shipper or holder, 2028
- Holder may sell goods, 2030
- Liability of consignee or endorsee, 2027
- Of original shipper, 2028
- Non-payment of debt, 2030
- Priority of person making advance, 2029
- Of unpaid vendor having lien, 2029
- Of wage claims, 2029
- Receiver of goods, also endorser, 2028
- Remedies of holder, 2030
- Remedy of consignee or endorsee, 2027
- Surplus on sale, 2030

MERCANTILE LAW AMENDMENT

- Bond, with two or more jointly, 2027
- Contract with joint contractors, implied obligation to survivor, 2027
 - Language to govern, 2027
- Covenant with joint covenantees, benefit to accrue to, 2027
 - Implied obligation to survivor, 2027
 - With joint contractors, implied obligation with survivor, 2027
 - With joint covenantees, language to govern, 2027
 - Where covenantor one, 2027
 - With joint obligees, language to govern, 2027
- Covenantor a joint covenantee, enforceability of covenant, 2027
 - Orders of court, 2027
- Conveyancing and Law of Property Act*, referred to, 2027
- Goods, defined, 2025
- Holder, remedies of 2030
- Joint account, advance on, to remain as such. 2026
 - Advance to be expressed as on, 2026
 - Discharge of advance on, 2026
 - Effect of advances on, 2026
 - Notice of severance, 2026
 - Intention of instrument to govern, 2026
 - Mortgages on, 2026
 - Transfer of advance on, 2026
 - Transfer to, 2026
- Joint contractors, covenant to, 2027
 - Effect of death, 2026
 - Incorporated companies as, 2027
 - Liability of representative of, 2027
 - Remedy on death of one, 2026, 2027
- Judgment, assignment of, to surety, 2025
- Lumber, pledge of, 2029
- Manufactured goods retention of, 2029
- Mortgage, on joint account, discharge of, 2026
- Obligation, with two or more jointly, 2027
 - Ontario Judicature Act, 1881*, referred to, 2031
 - Part performance, effect of, 2031
 - Satisfaction by, 2031
- Partner, remedy against deceased, 2026, 2027
- Petroleum, delivery to warehouse, receipt for holder, 2031
 - Effect of warehouse receipt, endorsement for, 2030
 - Liability re, 2031
 - Property transferred by endorsement, 2030
 - Rights and liabilities of subsequent holder, 2031
 - Rights of action re, 2031
 - Transfer of warehouse receipt for, 2030
 - Warehouse receipt for, 2030
- Pledge, limitation of time of, 2029
- Sale, conditions of, 2030
 - Consent of owner, 2030
 - Not obtained, 2030
 - Goods other than lumber, 2030
 - Lumber, 2030
 - Notice of, 2030
 - Notice to pledgor, 2030
 - Public auction, 2030
 - Surplus on, 2030
- Surety, amount recoverable from co-surety, 2026
 - Payment by one, 2025
 - Proportion of debt recoverable by, 2026
 - Remedies of, on assignment, 2026
 - Rights against co-surety, 2026
 - Use of name of creditor by, 2026
 - When entitled to assignment, 2025
- Time, not of essence, 2031
 - Stipulations as to, 2031
- Unpaid vendor, priority of, 2029
- Wages, priority of claim for, 2029
- Warehouse receipt, advances thereunder, 2029
 - Agreement to transfer, 2029
 - Change of original goods, 2029
 - Collateral security of, 2028
 - Debt may be incurred re, 2029
 - Defined, 2025
 - Endorsement of, 2028
 - Goods in process of manufacture, 2029
 - Goods manufactured from goods pledged, 2029
 - Holder may sell goods, 2030
 - Limitation of time for pledge, 2029
 - Lumber, pledge of, 2029
 - Non-payment of debt, 2030

Warehouse receipt, *cont'd*

- Owner of goods also baillee, 2028
- Petroleum, 2030
- Priority of person making advance, 2029
 - Of unpaid vendor having lien, 2029
 - Of wage claims, 2029
- Remedies of holder, 2030
 - Of transferee, 2028
- Re-transfer by endorser, 2028
- Rights of transferee, 2028
- Sale by transferee, 2028
- Security for payment of debt, 2029
- Stipulations as to in contracts, 2031
- Surplus on sale, 2030
- Time limitation of pledge, 2029
- Transferee to return overflow on sale, 2028
- Transfer of, 2028, 2029

MERGER; see CONVEYANCING AND LAW OF PROPERTY; LANDLORD AND TENANT

MERRY-GO-ROUNDS; see ASSESSMENT; MUNICIPAL; TRAVELLING SHOWS

METALS; see IRON ORE BOUNTY; MINING; UNWROUGHT METAL SALES

MILITARY TRAINING; see DEPARTMENT OF EDUCATION; HIGH SCHOOLS; PUBLIC SCHOOLS

MILK; see DAIRY PRODUCTS; MILK AND CREAM; MILK, CHEESE AND BUTTER; MILK CONTROL; MUNICIPAL; PUBLIC HEALTH; RAILWAYS

MILK BOTTLES; see PUBLIC HEALTH

MILK, CHEESE AND BUTTER; see also DAIRY PRODUCTS; MILK CONTROL

- Application of Act, 4127
- Appropriation of penalties, generally, 4127
 - One half to factory defrauded, 4127
 - To informant, 4127
 - Share of patrons, 4127
- Board of management of factory, owner included, 4124

- Power to make regulations, 4124
 - To require test of cows, 4124
- Cheese factory, defined, 4124
- Cleanliness, warning of inspector re, 4125
- Creameries and cheese factories, condition of water used by, 4125
- Duties of owner or manager, 4125
- How kept, 4125
- Includes their surroundings, 4125
- Creamery, defined, 4124
- Dairy inspectors, duty to enforce Act, 4126
 - Duty to make reports, 4126
- General powers, 4126
- Powers, access to factories and premises, 4126
 - Access to farms supplying factory, 4126
 - Samples of factory products, 4126
 - Milk at factory, 4126
 - Milk in transit, 4126
 - Milk of cows, 4126
 - Producer's milk, 4126
 - Remuneration of, 4126
 - Who appoints, 4126
 - Who recommends, 4126
- Diluted milk, not to be sold, 4125
 - When may be sold, 4125
- Duty of manager of factory, see "duties of owner of factory," 4127
- Employees, using cream from milk, 4127
 - Using cream from milk, when owner liable for, 4127
- Evidence, when milk diluted or kept back, 4126
- Factory, defined, 4124
- Form and contents of inspector's reports, directions, as to by Minister, 4126
- Information, describing the offence in, 4127
 - Description of milk in, 4127
 - Specifying deterioration in, 4127
- Keeping back part of milk, contents of notice, 4125
 - Generally prohibited, 4125
 - How notice of given, 4125
 - Notice of to be given, 4125
 - Persons prohibited from, 4125
 - Purposes for which milk used, 4125
 - To whom notice of given, 4125
 - Who shall give notice, 4125

MILK, CHEESE AND BUTTER

- Lieut.-Gov., powers, appointing inspectors on recommendation, 4126
- Powers to appoint inspectors, 4126
 - To fix remuneration of inspectors, 4126
- Milk tests, interference with, 4124
 - Object and scope of, 4124
 - Penalties for interference, 4124
 - What cows included, 4124
 - When test made, 4124
 - Where test made, 4124
 - Who liable for penalties, 4124
 - Who makes test, 4124
 - Who may require, 4124
- Minister, defined, 4124
 - To recommend dairy inspectors, 4126
- Notice when milk diluted, in writing, 4125
 - To whom milk sold, 4125
 - Notice given, 4125
 - What is diluting, 4125
 - When milk tainted or sour, 4125
 - When part kept back, 4125
- Obstructing inspectors, meaning of, 4126
- Owner and manager of creamery, duty to keep premises clean, 4125
 - Penalty on, for unclean premises, 4125
 - When penalized for uncleanness, 4125
- Owner of factory, see "Board of management"
- Penalties for contravening Act, 4126
 - For obstructing inspectors, 4126
- Penalty, for using cream from milk, amount of penalty, 4127
 - Using cream from milk. for whose benefit used, 4127
 - How money distributed, 4127
 - Knowledge and intent necessary, 4127
 - Of what milk, 4127
 - Where no penalty provided, 4127
 - Who liable for, 4127
- Premises for storing milk, how kept, 4125
 - Persons included here, 4125
 - What included in, 4125
- Preservating, treated as diluting, 4125
- Procedure, on offences, 4127
- Prosecutions, procedure on, 4127
 - Who conducts, 4127
- Proving milk diluted or kept back, how tests made, 4126
 - Time for comparisons of milk, 4126
 - What is a *prima facie* case, 4126
- Reports of inspectors, form of, 4126
 - What contained therein, 4126
- Rules and regulations, effect of, 4124
 - Patrons of factory bound by, 4124
 - Purpose of, 4124
 - Scope of rules, 4124
 - Who bound by, 4124
 - Who makes, 4124
- Samples of factory products, who takes, 4126
 - Factory products, when may be taken, 4126
- Milk, conditions precedent to, 4124
 - Interference with, 4125
 - Notice of taking required, 4125
 - Of what cows, 4125
 - Penalty for interference with, 4125
 - Persons subject to inspection, 4124, 4125
 - Where taken, 4126
 - Who may order, 4124
 - Who may take, 4125
 - Who not to interfere, 4125
- Use of cream from milk, by employees, liability of owner for, 4127
 - Damages for, 4127
 - Liability of factory owner for, 4127
 - Penalty for, 4127
 - Where possible, 4127
 - Who may sue for damages, 4127
 - Without consent of owner, 4127
- When milk tainted or sour, notice given of, 4125
 - To whom milk sold, 4125
 - Notice given, 4125
- Where offence committed, 4127
- MILK AND CREAM, see also DAIRY PRODUCTS; MILK, CHEESE AND BUTTER; MILK CONTROL
- Anthrax, milk from animal diseased with, not to be sold, 4122
 - Person suffering with not to be employed, 4122

- By-law requiring license, effect of, 4121
- Cans, bottles used in distribution, cleaned before using, 4122
 - Not used for other purpose, 4122
- Certificate for certified milk, effect of, 4123
 - When given, 4123
 - Who gives, 4123
- Certified, defined, 4123
 - Milk, certificate for, 4123
 - Certificate to be obtained from medical officer of health, 4123
 - Conditions and qualifications of, 4123
 - From what animals, 4123
- Changes in standard, fixing advertising as to, 4121
 - Manner of advertising, 4121
 - Sale of after, by vendor, 4121
- Contravening provisions, how penalties recovered, 4123
 - Penalties for, 4123
 - Who liable for, 4123
- Infants, special supply of milk to, 4122
- Inspectors, appointed by by-law, 4121
 - Duties of, 4121
 - Who appoints, 4121
 - Powers, milk handled by diseased persons, 4122
 - Purpose of inspecting premises, 4121, 4122
 - Taking samples of cleaning water, 4121
 - Of drinking water, 4121
 - Of milk, 4121
 - Of milk in transit, 4122
 - Test to prohibit milk sale, 4121
 - To inspect vendors' premises, 4121, 4122
 - To prohibit sale of milk, 4121
 - Whose premises may inspect, 4121
- Tests, result open to public, 4122
 - Results published by medical officer of health, 4122
 - When results open to inspection, 4122
- Licenses to sell milk or cream, effect on vendors, 4121
 - To sell milk or cream, how regulated, 4120
 - To whom granted, 4120
 - Who cancels, 4120
 - Regulates granting, 4120
 - When necessary for sale, 4121
- Milk from diseased cows, none from splenic fever cows, 4122
 - None from tubercular cows, 4122
 - What diseases are absolute bar, 4122
 - Who examines such animals, 4122
- Milk from suspected diseased cows, effect inspectors notice of, 4122
 - Order of inspector re, 4122
 - What diseases feared, 4122
 - When may be sold, 4122
- Milk offered for sale to vendors, see "milk sold to vendors," 4121
- Milk sold by vendor, no butter fat to be removed, 4121
 - By vendor, no change from normal condition, 4121
 - No water added, 4121
 - Where departure from normal condition, 4121
 - To vendors, no butter fat to be removed, 4121
 - No change from normal condition, 4121
 - Notice of change to vendor, 4121
 - No water added, 4121
- Minimum of butter fat and solids in milk and cream sold for humans, 4121
- Municipal milk depots, established by municipality, 4122
 - Maintained by grant of municipality, 4122
 - Purpose of depots, 4122
- Municipality, defined, 4120
- Pasteurized, defined, 4123
 - Milk, conditions and treatment of, 4123
 - Who appoints inspectors, 4123
 - Who inspects process, 4123
- Penalties, how recovered, 4123
- Persons suffering from diseases, duties of owner, manager re, 4122
 - No employment in milk trade, 4122
 - On sale of milk, 4122
 - Time contracted disease, 4122
 - What diseases included, 4122
- Powers of Department of Health, regulations re milk workers' diseases, 4122
- Municipal councils, by-law requiring license, 4121

MILK AND CREAM

Powers of municipal councils, *cont'd*

- Exercised by by-law, 4120
- Generally, 4120
- License milk vendors, 4120
- Object of powers, 4120
- To fix other standard, 4121
- To regulate care of milk, 4120
 - Care of milk cows, 4120
 - Milk utensils, 4120
 - Cleanliness of milk houses, 4120
 - Of stables, 4120
 - Construction of milk utensils, 4120
 - Distribution of milk, 4120
 - Drinking water of cows, 4120
 - Production of milk, 4120
 - Tests of milk, 4120

Preservatives in milk and cream, none when sold for humans, 4121

Qualifications of "certified" milk, 4123

Regulations, approval of before valid, 4120

Passed by municipal by-law, 4120

To what milk they apply, 4120

Tuberculosis, milk from animal diseased with not to be sold, 4122

Person suffering with not to be employed, 4122

MILK CONTROL; see also DAIRY PRODUCTS; FARM PRODUCTS CONTROL; MILK CHEESE AND BUTTER; MILK AND CREAM

Act, compliance with, 1050

Action, no, in certain cases, 1050

Agreements, effect of Board's approval, 1051

May be approved by Board, 1051

Annual report of Board, contents of, 1053

To be laid before Assembly, 1053

Appeal on originating, notice to Judge, 1050

Assembly, report to be laid before, 1053

Board, annual report of, 1053

Appeal from, 1050

Application for injunction, 1053

Appointment of members, 1048

Appointment of officers and clerks, 1048

Body corporate, 1048

Consumer's representative may appear before, 1051

Effect of approval of agreements by, 1051

Expenses of appropriation for, 1048

Issuer of license, 1048

May approve agreements as to practise, 1051

Respecting price, 1051

Milk Control Board of Ontario, 1048

Power as to oaths, 1051

As to production of documents, 1051

As to witness, 1051

Of inquiry, 1049

Similar to Supreme Court, 1051

To arbitrate disputes, 1049

To enter upon land, 1051

To prohibit delivery at lower price, 1049

To prohibit inducement of stock purchase, 1049

To prohibit termination of purchase of milk, 1049

To suspend, refuse, revoke licenses, 1049

Powers of, 1049

Inquiry and report, 1050, 1051

Regulations by, 1052

Remuneration of members of, 1048

Vacancies, how filled, 1048

Companies Act, referred to, 1050

Conditions, failure of, affecting license, 1050

Failure of, effect on license, 1049

Of *Dairy Products Act*, 1050

Of financial responsibility, 1050

Of *Milk and Cream Act*, 1050

Of other Act, 1050

Of *Public Health Act*, 1050

Of regulations, 1050

Consumers, appointment of representative of, 1051

Representative, function of, 1051

Dairy Products Act, referred to, 1049

Disputes, settlement of by Board, 1050

Distributor, issue of license to, 1049

Equipment, marking of, 1053

Use of by owner only, 1053

Fund, establishment of, 1051

For marketing and regulating with, 1051

Injunction, application for interim, 1053

Ex parte, 1053

Ipso facto cancels license, 1053

Injunction, *cont'd*

- Originating notice for, 1053
- Proceedings, application, 1053
 - By Board, 1053
 - Ex parte* application, 1053
 - Injunction cancels license, 1053
 - Without action, 1053
- Judicial notice of regulations, 1050
- License, failure of, 1050
 - Ipso facto* cancelled, 1053
 - Issued by Board, 1048
 - Power of Board to refuse or revoke, 1049
 - To suspend, 1049
 - Required, 1048
 - When issue prohibited, 1049
- Licensee, entitled to notice of hearing, 1049
 - To be heard, 1049
- Milk, defined, 1048
- Milk and Cream Act*, referred to, 1049
- Minister, report of Board to, 1053
- Notice to licensee of hearing, 1049
- Officers and clerks, appointment of, 1048
- Ontario Gazette*, publication of regulations, 1050
- Originating notice, appeal by, from Board, 1050
 - For injunction, 1053
 - Return of, 1054
 - Service of, 1054
- Owner, to use own equipment only, 1053
- Penalties for violations, 1054
- Power of Board, 1049
 - As to oaths, 1051
 - As to production, 1051
 - As to witnesses, 1051
 - Inquiring and report, 1050
 - To enter land, 1051
- Procedure, regulations as to, 1052
- Public Health Act*, referred to, 1049
- Rebates, prohibited, 1050
- Regulations, approval by Lieut.-Gov., 1052
 - As to bonding, 1052
 - Classification of distributors, 1052
 - Classification of other persons, 1052
 - Classification of producers, 1052
 - Duties of staff and employees, 1052
 - Forms, 1052
 - Furnishing of information, 1052

- Handling of milk, 1052
- Obtaining license, 1052
- Practice and procedure, 1052
- Procedure of meetings, 1052
- Proof of financial responsibility, 1052
- Records of Board, 1052
- Records of distributors, 1052
- Records of processors, 1052
- Records of transporters, 1052
- Judicial notice by Courts of, 1050
- May be general or limited, 1053
- Of Board, 1052
- Penalties for violation, 1054
- Promulgation of, 1050
- Summary Convictions Act*, referred to, 1054
- Supreme Court Judge, decision on appeal final, 1050

MILK TICKETS; see MUNICIPAL

MILLS; see FACTORY, SHOP AND OFFICE BUILDING; FOREST FIRES PREVENTION; LAKES AND RIVERS IMPROVEMENT; MILLS LICENSING; MINING; PUBLIC WORKS

MILLS LICENSING

- License, minister may cancel, 591
 - Issue, 590
- Mill, defined, 590
- Minister, defined, 590
- Penalties, contravention of regulations, 591
 - Failure to take out license, 591
- Regulations, defined, 590
 - Fees for license, 590
 - For better carrying out of Act, 591
 - Imposing general conditions, 590
 - Operating mills, 590
 - Renewal of license, 590
- Form of license, 590
- Issue of license for mill construction, 590
- For mill operation, 590
- Licensees to make returns, 590
- Lieut.-Gov., may make, 590
- Re precaution by licensees, 590
- Term of license, 590

MINERALS

MINERALS; see ASSESSMENT; IRON ORE
BOUNTY; LAND TITLES; MINING; NAT-
URAL GAS CONSERVATION; RAILWAY;
SETTLED ESTATES; TOWN SITES; UN-
WROUGHT METAL SALES

MINERAL LANDS; see ASSESSMENT; MIN-
ING

MINES; see MINING

MINIMUM WAGE; see also APPRENTICE-
SHIP; FACTORY, SHOP AND OFFICE
BUILDING; GOVERNMENT CONTRACTS;
HOURS AND WAGES; INDUSTRIAL STAND-
ARDS

Agreement, implied, 2134

Payment of wages, 2136

Violation, 2136

Waiving statute, 2134

Amendment of orders, 2134

Board, approval of agreements, 2136

Conferences, 2132

Defined, 2132

Inspection, 2135

Orders, 2133, 2134

Payment of wages to, 2136

Powers, 2133, 2134

Business, designation, 2133

Conference, recommendations, 2132

Summoning, 2132

Department of Labour Act, referred to,
2132

Department of Labour, inspection by, 2135

Employee, agreement re payment, 2136

Classification, 2133

Conferences, 2132

Defined, 2132

Exceptions, 2136

Intimidation, 2134

Payment, 2134

Waiver, 2134

Employer, agreement re payment, 2136

Conferences, 2132

Defined, 2132

Information, 2135

Intimidation, 2134

Payment of minimum wage, 2134

Of wages to Board, 2136

Penalty for contravention of orders, 2135

For intimidation, 2135

For keeping false records, 2135

Posting of orders, 2135

Records, 2135

Returns, 2135

Waiver, 2134

Fines, contravention of orders, 2135

Hours, establishment, 2133

Maximum, 2134

Imprisonment, contravention of orders, 2135

False records, 2135

Industry and Labour Board, see Board

Information, false, 2135

Supply, 2135

Intimidation of employees, 2134

Maximum hours, 2133, 2134

Order for, posted, 2135

Minimum Wage Board, orders, 2134

Wages, establishment of, 2133

Order, re posted, 2135

Statutory agreements, re, 2134

Offences, contravention of Act, 2136

Contravention of orders, 2135

False records, 2135

Intimidation, 2135

Ontario Gazette, publication of orders, 2134

Orders, agreements waiving, 2134

Board, 2133

Posting, 2135

Publication, 2134

Suspension, 2134

Variation, 2134

Penalties, contravention of Act, 2136

Contravention of orders, 2135

False records, 2135

Intimidation, 2135

Powers, Board, 2133

Records, employers to keep, 2135

Inspection, 2135

Penalty for keeping false, 2135

Wages, agreements implied, 2134

Agreements re payment, 2136

Waiving, 2134

Wages, *cont'd*

- Deductions, 2133
- Defined, 2132
- Hourly, 2133
- Information re, 2132
- Overtime, 2133
- Payment, 2134
 - To Board, 2136
- Special, 2133
- Weekly, 2133
- Waiver of statute prohibited, 2134
- Zones, designation, 2133

MINING; see also ASSESSMENT; ALBERTA COAL SALES; BEACH PROTECTION; COMPANIES; CORPORATIONS TAX; CORONERS; CROWN LANDS; DAMAGE BY FUMES ARBITRATION; DITCHES AND WATERCOURSES; DOWER; EVIDENCE; EXECUTIVE COUNCIL; FUEL SUPPLY; INDUSTRIAL AND MINING LANDS COMPENSATION; IRON ORE BOUNTY; LANDLORD AND TENANT; LAND TITLES; LEGISLATIVE ASSEMBLY; MECHANICS' LIEN; MINING SCHOOLS; MINING TAX; NATURAL GAS CONSERVATION; PROVINCIAL FORESTS; PROVINCIAL LAND TAX; PUBLIC HEALTH; PUBLIC LANDS; RAILWAY; SECURITIES; UNWROUGHT METAL SALES; VITAL STATISTICS; WELL DRILLERS; WORKMEN'S COMPENSATION

- Abandoned works, fencing of, 705
- Abandonment, plans filed on, 755
- Accidents, notice of, 753
 - Notice, when required, 754
- Accretion, rights to one half highway to adjoining owner, 769
- Act, application of, 647
 - Not to affect agricultural lands, 647
- Action, transfer to Supreme Court, 692
- Active Service, licensee enlisting in, 683
- Address for service required on applications, 670
- Affidavit by licensee, 665
 - Form of, 666
 - Ontario land surveyor may take, 666
 - Particulars when claim disputed, 668

- Verifying dispute, 667, 668
- Agent, defined, 644
 - Duties regarding plans, 755
 - Liability contravening part viii, 759
- Agreements of municipal corporations preserved, 769
- Annual rental, dredging lease, 690
- Appeal from award to surface owner, 681
 - From cancellation by Judge, 681
 - Of claim, 681
 - From Mining Court, 699
 - Notice of, 699
 - Time for, 699
 - From recorder, 694
 - Rights not exercisable until after time for, 765
- Application, additional time allowed, 688
 - Address for service required, 670
 - For boring permits to be posted up, 687
 - For compensation, 764
 - Of Act, 647
 - Prior to May 14th, 1906, exempted, 647
- Appointment of Deputy Minister, 647
- Appropriation for assaying, testing and treating ores, 762
 - For drills and freight charges, 761
 - For exploratory drilling, 761
 - For operation of works, 762
 - For other purposes, 762
 - For payment of freight charges, 762
 - For purchase of ores, 762
 - For testing ores, 762
 - To discover best method of recovery, 762
- Arbitration Act*, referred to, 699
- Area may be reduced on survey, 686
 - Reduction of by Judge or Recorder, 682
- Award, disobedience, an offence, 765
 - How made, 764
 - May be changed by Judge, 765
- Blasting, rules of, 717
- Boilers, rules respecting, 732
- Books, certified extract as evidence, 649
 - May be inspected, 649
 - Of mining recorder, 649
- Boring by drill, 675
 - Permits, application for, required, 687
 - Compensation to owner of surface rights, 687

MINING

- Boring, permits, *cont'd*
 - Form of area, 688
 - Location of, 687
 - Plans required, 687
 - Regulations, 690
 - Renewal of, 688
 - Requirements, 687
 - Staking out required, 687
 - To explore oil, gas, coal or salt, 687
 - Transfer of, 688
 - Working conditions, 688
- British North America Act*, referred to, 690
- Building, ownership of, 670
- Burden of proof on accused, 760
- Bureau, use of prohibited, 758
- By-law, sale or lease of minerals under road, 768
- Cancellation, 681
 - Of patent revesting in Crown, 766, 767
- Certificate of performance, 675
 - Of performance when revoked, 675
 - Of record, issue, 669
 - May be given for portion of claim, 668
 - When cancelled, 669
 - When to issue, 668
 - Not to issue, 669
- Chief Inspector defined, 700
- Children restriction re employment, 701
- Claim, holder to obtain permit, 658
 - Male fide* cancelled, 761
 - Recording Crown, 658
- Claims, certain lands exempted, 657
 - Filed in Recorder's Office, 651
 - Valuable water powers exempted, 657
- Coal boring permit, 687
- Co-lessee, delinquent share vesting in, 768
 - Includes incorporated company, 768
- Compensation, appeal to Court of Appeal, 681
 - Award may be changed by Judge, 765
 - Claim holder to compensate timber licensee, 659
 - For rights and easements, 764
 - For use of mining lands for power lines, 766
 - How fixed, 764
 - Judge to direct, 764
 - Material filed on application, 764
 - Security for, 682
 - Special lien for, 682
 - To owner of surface rights, 681
 - Boring permits, 687
- Conditions attaining patents, 684
 - Attaining patents not applicable to iron ore, 684
- Constables, appointment of by recorder, 650
 - Fees allowed, 650
- Contract, writing necessary, 672
- Co-owner, death of, 767
 - Default of one, 767
 - Delinquent share vesting in, 768
 - Includes incorporated company, 768
 - Work by, 677
- Coroner's inquest, fatality, 706
- Corporations, lease of minerals under road, 768
 - Power to sell and lease minerals under road, 768
 - Sale of minerals under road, 768
- Counsel fee, awarded in Mining Court, 698
- Court defined, 644
 - Houses, use by Judge, 697
 - Mining, 644
 - Of Appeal, appeals in compensation cases, 681
- Crown claims may be sold, 658
 - Lands, 644
 - May be withdrawn from prospecting, 657
 - Not lands Temiskaming Railway, 644
 - Under lease, 644
 - Under license, 644
 - Used by agent, 644
 - Used by Crown, 644
 - Used by officer, 644
 - Used by servant, 644
 - Used for public service, 644
 - Officers not to be interested in, 649
 - Patent of vests minerals unless excepted, 684
 - Withdrawn, may be re-opened, 657
 - Withdrawn, not to be prospected, 657
- May contract, 658
- Sales by, ratified, 658
- Staking for by officer, 658

- Damage, licensee not to, other claims, 752
 - Wilful, 751
- Damages recoverable by timber licensee, 659
- Days of grace, ninety days for rent, 767
- Death of delinquent, service on heirs, 768
 - Of holder of claim, 680
 - Of licensee, 680
- Decisions to be recorded by recorder, 673
- Default of co-owners, 767
 - Of lease, forfeiture, 767
- Department defined, 644
 - Of Lands and Forests to work with Department of Mines, 650
 - Of Mines administered by Minister, 647
 - Continued, 647
- Deputy Minister acts where vacancy in office of recorder, 651
 - Appointment of, 647
 - Defined, 644
 - Duties assigned by Lieut.-Gov., 647
 - By Minister, 647
 - License to company by, 652
 - To individual by, 652
 - Powers, 648
 - Renewal to company by, 653
 - To individual by, 653
 - To act in absence of Minister, 647
 - When vacancy of office, 647
 - To have powers of inspector, 648
- Dispute, address for service, 668
 - As to exempted lands, 657
 - Between patentee and timber patentee, 685
 - Determination of, 685
 - Filed, attacking claim, 667
 - On refusal of recording, 667
 - Re validity of claim, 668
 - Time for receiving, 668
- Disputes, inspection by Judge or recorder, 680
- Ditches, construction of, 763
 - Regulations re, 765
- Division Court bailiff, enforcement of execution, 673
- Documents, filing in Recorder's office, 651
 - Inspecting of, 649
 - Recording of, 672, 673, 674
- Dredging leases, annual rental, 690
 - For alluvial gold, platinum, 690
 - Regulations, 690
 - Renewal, 690
- Drilling, exploratory by Minister, 761
- Drills, charges for use by Minister, 762
 - Damages to be provided for by Minister, 762
 - Exploratory by Minister, 762
- Drunkenness in mine forbidden, 751
- Duties of Deputy Minister, 647
 - Of inspectors, 648
 - Of Mining Recorder, 649
 - Of officers and agents, 648
 - Of provincial assayer, 648
 - Geologist, 648
- Easement acquisition of, 762
- Electrical equipment, suitable space for, 740
 - Supply station of, 740
 - Working space, 740
- Electricity, approved fire fighting apparatus, 747
 - Barrier guards necessary, 741
 - Bins, voltage in, 748
 - Cars disconnection of, 748
 - Casings grounding of, 751
 - Clearance required, 750
 - Competent person in charge, 737
 - Conductors, automatic cut outs, 743
 - Insulation of, 743
 - Protection of, 743
 - Suitability of, 743
 - Use of bare, 743
 - Conduits for lighting circuits, 750
 - Required, 750
 - Control devices, general requirements, 744
 - Installation of, 744
 - Cranes, disconnections of, 748
 - Cut out, 736
 - Disconnecter, 736
 - Signs on, 745
 - Suitability of, 744
 - Electric fixtures, installation of, 748
 - Electrical supply station, 736
 - Equipment requirements, 738
 - To be grounded, 738
 - Fire hazard minimized, 750
 - Fuses, capacity of, 746

MINING

Electricity, *cont'd*

Fusible cut outs, fireproof cabinets, 746

Placing of, 746

General ground rules, 738

Ground artificial, 740

Conductors, when separate, 740

How made, 739

How supported, 739

Lightning-arrester, 740

Protection of, 739

Size of, 739

Connections, 739

Rules, 738

Wire, method of connection, 740

On runways readily accessible, 739

Protection of, 739

Wires, quality of, 742

Grounded, 736

Grounding, method of, 751

Of casings, 751

Of non-current parts, 743

Guarding current carrying parts, 741

Requirements, 741

Identification of equipment, 738

Inflammable material, storage of, 750

Inspection of equipment, 738

Inspector testing overload, 751

Insulation required, 741

Lighting accessibility of, 747

Emergency, 747

Placing of, 747

Lightning arresters, accessibility, 742

Disconnection of, 742

Ground wires, quality of, 742

Grounding, 743

Grounds, 740

Location of, 742

Motor control devices, 747

Protection against overload, 747

Motors, underground restrictions, 750

Underground voltage, 750

Panelboard, 737

Portable conductors, placing of, 748

Conductors, when installed, 748

Lamps, 748

Lamps permitted, 748

Placing of, 748

Style of, 748

Precautionary measures, 751

Reconstruction, 737

Rules for use, 718

Respecting grounding, 739

Signal apparatus, how protected, 749

Protected by transformers, 749

Storage batteries, protection of, 741

Supply lines, building entrance, 749

Clearance, 750

Guarding of, 749

Supply station run by authorized person,
738

Switch, 737

Switchboard, 737

Switchboards, bare parts, 746

How constructed, 746

Placing of instruments on, 746

Of lighting, 746

Precautions, 747

Suitably encased, 746

To have switches, 746

Switches, air-brake when required, 745

Capacity of, 744

Connections to, 745

Contact of, 745

Control device, 745

Fusible cut outs, 746

General requirements, 744

Guarding of, 745

How placed, 746

In temporary wiring, 744

Knife requirements, 745

Live parts enclosed, 745

Locking or blocking, 745

Marked with voltage, 744

Must be safe, 744

Needed on cars, 749

Cranes, 749

Protection about, 745

Required, 744

Electricity underground, 750

In feeders, 744

Safe distances from, 745

Switchboard, 746

Tagging of, 745

Telephone apparatus, 749

Protected by transformers, 749

Electricity, *cont'd*

- Temporary wiring, 744
- Supervision of, 744
- Transformer, grounded conduit, 742
 - Guarding, 742
 - Station, how constructed, 741
- Transformers oil immersed, 742
 - Protection of, 741
- Transmission line construction, 749
 - Line design of, 749
 - Of, 766
- Trolley wires, placing of, 748
- Tunnels, voltage in, 748
- Underground switches required, 750
- Utilization equipment, 737
- Voltage, 737
 - To ground, 737
- Volts, 737
- Wire gauge, 737
 - Runways requirements, 739
- Elevators, regulations re, 724
- Employees, returns of, 755
- Employment, limitations, 701
- Examination of party wall, 753
- Execution, discharge of, 674
 - Effect of, 673
 - Entry, 674
 - Sale under, 674
 - Writ of, 674
- Exemptions, applications prior to May 14, 1906, 647
 - Dispute as to, 657
 - Lands from prospecting, 657
 - Of conditions re patents, 684
 - Valuable water powers, 657
- Explosives, 713
 - Rules for, 716
- Extension, Judge may grant, 679
 - Of time for act, 700
- Veins and deposits of, 769
- Extensions, owners right to purchase adjoining lands, 769
 - Work done during, 677
- Evidence, certified, is *prima facie*, 649
 - Power to take by inspector, 757
- Fatality, coroner's inquest, 706
- Fee, boring permit, 688
- Fees, non-payment, forfeiture, 678

- Schedule of, 769, 770, 771
- Tariff in schedule attached, 766
- Fencing abandoned mine, 705
- Fire protection, equipment for, 709
 - Rules for, 708, 709
- Forest Fires Prevention Act*, referred to, 658
- Forfeiture, causes of, 678
 - Entry of, 665
 - Expiry of license, 678
 - Failure to report, 678
 - Mining claim recorded, 664
 - Ninety days' grace in lease, 689
 - To pay rent, 767
 - Non-payment of fees, 678
 - Non-performance of work, 678
 - Notice prior to, 767
 - Of lease on default, 767
 - Revesting in Crown, 767
 - Proceedings as to, 678
 - Recorded by mining recorder, 679
 - Relief against, 679
 - In lease, 689
 - When hardship, 679
 - Removal of stakes, 678
 - Time for re-staking, 679
- Form of decision, Mining Court, 698
- Forms approved by regulation, 647
 - Of patent, 683
 - Under R. S. O., 1914, approved, 647
- Fraud, certificate obtained by, 669
- Free assays, where licensee entitled, 670
- Free grant, affidavit required for, 666
 - Requirements for, 665
- Fuel Supply Act*, referred to, 648
- Gas, testing for dangerous, 720
 - Supply of, antidotes for, 711
- Girls, employment of, 701
- Gravel pits, rules re working, 733
- Haulage, rules respecting, 731
- Highways, mineral rights under, 768
 - Regulations re, 767
 - Right to use, 768
- Hoisting, rules for, 723
- Hoistmen, age limit, 703
 - Experience required, 703
 - Medical certificate required, 704
- Holder, illness of, 677
- Holders, right to copy of report, 681

MINING

- Hours of labor in mine, 701
- Imprisonment in default of payment of penalty, 759
 - Where safety concerned, 759
- Improvements, compensation for, 681
- Indian Lands Act*, referred to, 656
- Injured, provisions for, 710
- In place, defined, 644
- Inquest, holding of, 706
- Inspection after certificate of record, 680
 - All documents open for, 649
 - By inspector, 756
 - By Judge or Recorder, 680
 - How obtained, 680
 - In case of disputes, 680
 - Plans produced on, 755
 - Reports, how made, 680
- Inspection of books of recorder permitted, 649
- Inspector, annual report before Assembly, 757
 - Appointed by Lieut.-Gov., 648
 - Defined, 700
 - Ex officio* Justice of Peace, 650
 - General powers for health and safety, 756
 - May demand license, 654
 - Inspect, 756
 - Order cessation of work, 756
 - Power to take evidence, 757
 - Powers of, 756
 - Provincial geologist *ex officio*, 648
 - To hold inquiries, 756
 - To make annual report, 756
 - Examinations, 756
- Instrument, pre-requisites to recording, 672
 - Priorities of, 672
 - Recording constitutes notice, 672
 - To be executed by Minister, 648
- Intoxicating liquor, person under influence barred from mine, 751
- Iron Ore Bounty Act*, referred to, 648
- Irregular areas in surveyed territory, 661
- Joint holders, expiry of license, 680
- Judge, absence of, 692
 - Defined, 644
 - Ex officio* Justice of Peace, 650
 - Illness of, 692
 - Of Mining Court, 644
 - Appointment of, 690
 - Powers of, 691
 - Tenure of office, 691
- On death may make vesting order, 680
- Sole jurisdiction to subpoena, 650
- Judicature Act*, referred to, 700
- Ladders, rules for, 721
- Ladderways, rules for, 721
- Lakes, diverting water of, 763
- Land Titles Act*, referred to, 651
- Lands, disputes as to exemption, 657
 - Exempted from prospecting, 657
 - Not open, colonization unless consent, 656
 - Railway lands, 655
 - Registered lots unless consent, 655
 - Road allowance unless consent, 656
 - Temiskaming Railway unless consent, 655
 - Town site reserve unless consent, 655
- Lease, default in forfeiture, 767
 - Provincial forest mining land may be leased, 658
 - Regulations re, 689
 - Renewability of by Crown, 658
 - Renewal of, 689
 - Survey required, 689
 - To holder of boring permit, 688
- Lessee, rights of, 689
- License, application in absence of recorder, 654
 - Certain clerks exempt, 652
 - Employers exempt, 652
 - Changing an offence, 758
 - Claims endorsed by recorder on, 666
 - Date of, 652
 - Defined, 644, 652
 - Destruction of, 653
 - Duplicate issued, 653
 - Duplicate marked substituted license, 654
 - Effect of to company, 653
 - To partnership, 653
 - Effectual throughout Ontario, 652
 - Expiry, 652
 - Deemed forfeiture, 678
 - Holder of miner's, 644
 - Individual issued by Minister, Deputy or Recorder, 652

License, *cont'd*

- Issued without consent of licensee, 669
- Limitation of, 654
- Non-transferable, 652
- Numbered and lettered, 653
- One to each company, 654
 - To each person, 654
- Penalty for holding more than one, 654
- Renewal of, 653
- Required to act for company, 653
 - To act for partnership, 653
 - To prospect Crown lands, 652
 - Crown mining rights, 652
 - Unpatented mining claim, 652
- Revocation of, 654
- Special renewal, 679
- To company issued by Minister or Deputy, 652
 - Proof required, 652
- Where joint holders, 680
- Who may issue, 652
- Licensee, boring permit, 687
 - Certain companies, 652
 - Death of, 680
 - Described as trustee, 671
 - Effect of enlisting, 683
 - Wrongful recording, 666
 - Entitled on claim abandonment, 670
 - On claim cancellation, 670
 - Forfeiture, 670
 - Judge may allow work, 682
 - License issued without consent, 669
 - May file dispute, 667
 - Not prospect mining claim, 655
 - Withdraw land, 655
 - Prospect Crown lands, 655
 - Lands reserved, 655
 - Must record staking as prescribed, 664
 - No inquiry when trust, 671
 - Not to damage other claim, 752
 - Number of claims allowed yearly, 662
 - Person over 18 years, 652
 - Price to be paid for patents, 683
 - Qualification of, 652
 - Requirements to be furnished Recorder, 665
 - Revocation of license, 654

- Right to abandon, 677
 - To use pine limited, 684
- Rights between parties saved, 671
 - Prior to patent, 669
- Serving in war, 652
- Staking without knowledge of, 669
- Tenant at will before patent, 669
- To file affidavit, 665
- To produce license, 654
- Under 21 deemed full age, 654
- When claim may be staked, 655
 - Entitled to free assays, 670
 - Free patent, 683
 - Work prohibited, 682
- Lien, as compensation, 682
 - For thirty days' wages, 761
 - For wages, 760
 - On unpatented land, 761
 - Where wages claimed, 761
- Lieut.-Gov. may make Mining Court rules, 693
 - May make regulations re officers, 649
 - To appoint inspectors, 648
 - Other officers and agents, 648
 - Provincial assayer, 648
 - Geologist, 648
 - Limitation, six months from commission, 760
- Liquor, possession prohibited, 751
- Lis pendens*, duration of, 673
 - Filed with Recorder, 673
 - When issued, 673
- Locomotive equipment, 732
- Machinery defined, 645
 - Includes all appliances used, 645
 - Rules respecting, 731
- Manager, liability, contravening part viii, 759
- Mechanics' Lien Act*, referred to and applied, 760
- Medical certificates, when required, 704
- Mills, prevention of dust in, 711
- Mine (noun) defined, 645
 - In parts viii and ix, defined, 645
- Mine (verb), defined, 645
 - In parts viii and ix defined, 645
- Mineral rights, lease of under road, 768
 - Scale of under road, 768
- Minerals defined, 645

MINING

Miners, rules for protection of, 706

Mines Act, 1897, referred to, 767

Referred to, 677

Mining, duplicate of decision to Recorder,
698

Mining Act of Ontario, 1914, referred to, 767

Mining Act, 1927, referred to, 767

Mining claim, abandonment of, 670

Claim, accidental omission, 686

Additional time for filing allowed, 666

Amount of work required, 674

Appeal from cancellation, 681

Application for record, 665

Area may be reduced, 686

Cancellation of, 670

On report, 681

Contents in affidavit in filing, 666

Duties of Recorder on application, 667

Effect of abandonment, 673

Execution, 673

Filing of *lis pendens*, 673

Forfeiture of, 670

Free grant, 665

Holder to report work, 675

How cancelled, 681

How staked, 659, 662, 663

Illustrated method of staking, 664

In special mining divisions, 660

In unsurveyed territory may include
watered land, 662

Irregular size of, 661

Staking of, 661

Method of staking for Crown by officer,
658

No claim if application pending, 656

If Indian Reserve except, 656

If license of occupation, 656

If reserved, 656

If summer resort, 656

Not invalidated by misdescription, 666

Prerequisites to recording, 672

Procedure when registration refused,
667

Recording of, 665

Requirement in filing, 665

Rights of license before patent, 669

To abandon, 677

Size in surveyed townships of 100
acres, 660

In surveyed townships of 150 acres,
660

Of 200 acres, 659

Of 320 acres, 659

Of 640 acres, 659

In unsurveyed territory, 659

Special mining division excepted, 659

Square, 659

Staking, by licensee, 655

Unknown to licensee, 669

Substantial compliance sufficient, 665

Vesting on death, 680

What water is included in surveyed
territory, 662

When cancelled, 656

Recording refused, 656

Witness post, 663

Working of one only, 675

Claims, forfeiture for non-recording, 664

Form of, 663

In trust not entered, 671

Making of roads through, 765

Not to stake lands Temiskaming Rail-
way, without consent, 655

Number allowed yearly, 662

What are included, 686

When sold under execution, 674

Court, address for service in, 695

Admission of evidence on appeal, 694

Appeal from Recorder to Judge, 694

Notice of, 699

Procedure on, 700

Time for, 699

Extension, 699

To Appellate Division, 699

To Minister in certain cases, 695

Appointment of Registrar, 691

Required before Judge, 695

To be served, 695

Costs awarding, 697

Taxation of, 697

Counsel fee, 698

County Court scale for witness, 698

Decision, filing of, 698

Mining Court, decision, *cont'd*

- Final in interlocutory applications, 696
 - On consent, 697
- Form of, 698
- Notice of, 699
- Of Judge, 696
 - When final, 697
- On merits, 697
- Parties entitled to copy, 699
- To be entered fully, 698
- Defect of form, 700
- Documents sent to Osgoode Hall, 699
- Enforcement of orders, 694
- Enforcing attendance of witness, 691
- Evidence, 696
 - Notes of unnecessary, 697
- Examination of property, 696
- Experts, 696
- Extension for time to appeal, 699
 - Of time, 700
- Filing decision, 698
- Form defect of, 700
- Hall, use of, 697
- Hearing balance of convenience, 696
- Hearings prompt, 696
- Illness and absence of Judge, 692
- Inspection of property, 696
- Interlocutory applications, 696
- Judge may appoint inspector, 696
 - May award costs, 697
 - Award counsel fee, 698
 - Be official referee, 692
 - Direct taxation, 697
 - Examine property, 696
 - Obtain experts, 696
 - Use special knowledge, 696
 - To decide scale, 698
 - To give directions, 696
 - Notice of decision, 698
 - To hear evidence, 696
- Jurisdiction, 691
 - Of recorder, 693
- Material required before Judge, 695
- Mode of appeal, 694, 695
 - Of service, 695

- No jurisdiction re validity of patents, 691
 - Power to cancel patents, 691
- Notes of evidence unnecessary, 697
- Notice of appeal, 699
 - To parties of decision, 698
- Of Ontario continued, 690
 - Court of record, 690
 - Seal of, 690
- Orders enforceable when filed, 694
 - Filed in Supreme Court, 694
- Place of hearing, 696
- Powers of Judge, 691, 693
- Procedure applicable, 693
 - Before Judge, 695
 - On appeal, 700
- Proceedings not removal by certiori, 700
 - Transferred to Supreme Court, 692
 - Transmitted to Osgoode Hall, 699
 - Validity of, 700
- Recorder, decision final unless appeal-
ed, 693
 - Jurisdiction in disputed unpatented,
claims, 693
 - May allow fees to witnesses, 694
 - May give directions, 693
 - No power to award costs, 694
 - To enter decisions, 693
 - To give certificate of decision, 693
- Right of Judge to use hall, 697
- Rules generally, 693
 - Of practice, 692
 - Re officers, 692
 - Re sittings, 693
- Scale of costs, 698
- Security for costs, 697
- Sheriffs to assist Judge, 697
- Special knowledge of Judge, 696
- Style of proceedings, 691
- Taxation of costs, 697
- Tenure of office of Judge, 691
- Time extension of, 700
 - For appeal, 694, 699
- Transfer from other Court to, 692
- Validity of proceedings, 700
- Verbal application for appointment, 695
- Witness fee, 698

MINING

Mining, *cont'd*

- Divisions, province to be divided into, 651
 - Recorder for each division, 648
- Lands, defined, 645
 - Extension of veins or deposit, 769
 - Include lands and mining rights, 645
 - In Provincial forest not to be sold, 658
- Partnerships, rights saved, 690
- Recorder, certified copies of documents as evidence, 649
- Dispute on refusal of registration, 667
- Documents when open for inspection, 649
- Duties of, 667
 - Defined, 649
 - When claim disputed, 668
 - Execution, 673
 - Lis pendens, 673
- Effect of vacancy, 651
- Ex officio*, Justice of Peace in division, 650
- For each mining division, 648
- May appoint constables, 650
 - Grant certificate of performance, 675
- Must record according to provision, 673
- Not to enter claims in trust, 671
- Officer of Department, 648
- Post up application for boring permit, 687
- Powers of, 693
- Procedure when registration refused, 667
- Records forfeiture, 679
- To accept dispute, 668
- To endorse claims recorded on license, 666
 - To enter abandonment, 677
 - To keep books and maps, 649
- Resources, investigation of, 649
- Rights, 645
- Mining Tax Act*, referred to, 648
- Minister, defined, 646
 - Deputy Minister, to act in absence of, 647
- Of Mines may employ instructor, 649
 - May employ investigator, 649
 - Employ professor, 649
 - Issue license to company, 652
 - License to individual, 652
 - License renewal to company, 653
 - Renewal to individual, 653
 - Order special report by inspector, 757
 - Test ores, 762
- Powers, 648
- To administer department, 648
 - Fuel Supply Act*, except as to wood, 648
 - Iron Ore Bounty Act*, 648
 - Mining Tax Act*, 648
 - Natural Gas Conservation Act*, 648
 - Unwrought Metal Sales Act*, 648
 - Well Drillers Act*, 648
- To execute all instruments, 648
- To make regulations, 648
- To notify recorder of patent, 651
- Shall mean Minister of Mines, except intention contrary, 646
- Vacancy of office, Deputy acts, 647
- Misdescription shall not invalidate claim, 666
- Mistake, certificate issued by, 669
- Natural gas, boring permit, 687
- Navigable water, lease or license only, 662
- Non-compliance with Act, 678
- Notice, actual, 673
 - If not given, 754
 - Of accidents, 753
 - Of breakage of cable, 754
 - Of rope, 754
 - Of change of officers, 754
 - Of working, 754
 - Of fire below ground, 754
 - Of forfeiture, in *Ontario Gazette*, 767
 - Of inrush of water, 754
 - Of overwinding, 754
 - Of sale or lease, by corporation, of minerals, 768
 - Of serious injury, 753
 - Premature explosion, 754
 - Prior to forfeiture, 767
 - To interested parties, 764
 - Twenty-four hours, of accident, 754
 - Unnecessary for inspection, 680
 - When claim abandoned, 677
- Offence against sanitation, 712

Offence, *cont'd*

- Attempts at, 758
- Carelessness with explosives, 715
- Defined, 757
- Description of, 757
- Disobedience of award, 765
- Failure of notice of completion of work, 757
 - To carry out rules, 707
 - To produce, plans 756
- False returns an, 755
- If notice of change of officers not given, 754
 - Of working not given, 754
- Interference with markings, 757
 - With notices, 757
- Limitation six months for prosecution, 760
- Mining contrary to Act, 757
- Noncompliance with written order, 757
- Obstruction of Judge or officer, 757
- Refusal of entry, 757
- Unlawful staking or marking, 758
- Wilful acts, 758
 - Changing of miner's license, 758
 - Contravention of regulations, 758
 - Of rules, 758
 - Wrongful payment of wages, 752
- Officer, discovering mineral must stake for Crown, 658
 - Duty on discovery of minerals, 658
 - Method of staking for Crown, 658
- Officers, inspectors, 648
 - Mining recorders, 648
 - Not to be interested in Crown lands, 649
 - Be subpoenaed except with approval of Judge, 650
 - Divulge official information, 650
 - Other officers and agents, 648
 - Penalty for interest in Crown lands, 649
 - Provincial Assayer, 648
 - Geologist, 648
 - And agents appointed by Lieut.-Gov., 648
- Official information, privileged, 650
 - Referee, Judge of Mining Court as, 692
- Oil and grease, 708
- Boring for, 687
- Immersed transformers, 742
- Ontario Gazette*, notice of forfeiture, 767
 - Order for special mining division published, 651
 - Order-in-Council to be published in, 651
 - Regulations published in, 766
- Ontario land surveyor, may take affidavit, 666
 - Mining claim must be surveyed, 685
 - Survey by, 676
 - For lease, 689
- Onus of proof, on accused, 760
- Operation of mines, abandoned works fenced, 705
 - Authorized, defined, 700
 - Certificate of freedom from disease, 704
 - Of inspector, 703
 - Chief inspector may cancel rules, 706
 - Commencement of sections, 703
 - Cost of fence recoverable, 705
 - Emergency in case of, 702
 - Employees responsibilities, 701
 - Employment at mines, 701
 - Restrictions, 701
 - Examination for silicosis, 704
 - Failure to fence, 705
 - Fatality coroner to hold inquest, 706
 - Girls, how employed, 701
 - Hoistmen, age limit, 703
 - Experience required, 703
 - Medical certificate required by, 704
 - Hours in absence of hoistmen, 702
 - Of hoisting operation, 702
 - Of work, 702
 - Inquest inspector to be present, 706
 - When fatality, 706
 - Inspector may erect fence, 705
 - May suspend rules, 706
 - Manager defined, 701
 - Medical certificate expiry, 704
 - Mine manager, rules by, 706
 - Owner defined, 701
 - Penalties, 705
 - Application of sections, 703
 - Regulations as to medical examinations, 705

MINING

Operation of mines, *cont'd*

- Rescue crews training of, 702
- Stations how equipped, 701
- Rules by mine manager, 706
 - Cancellation by chief inspector, 706
 - For protection of miners, 706
 - Suspension by inspector, 706
- Shift defined, 703
 - Determined by inspector, 703
- Shifts to be three, 702
- Suspension of operation of sections, 703
- Three shifts required, 702
- Women, how employed, 701
- Working hours, 702
- Workman defined, 703
- Workmen free from disease, 704
- Workmen's compensation to provide rescue stations, 701
- Order and judgments, recording of, 673
 - Closing breach in party wall, 753
 - Delinquent co-owner's share vests in co-owners, 768
 - Disobeying, 758
 - Variation of closing breach in party wall, 753
- Order-in-Council, effect of publication, 651
 - To be published in Ontario Gazette, 651
- Owner, consent not necessary, re power lines, 766
 - Defined, 646
 - Duties regarding plans, 755
 - Liability contravening part viii, 759
 - Not to include owner subject to lease, 646
 - Surface rights owner, 646
- Party wall, breach of, 753
 - Common user, 752
 - Dispensing with, 752
 - Examination of, 753
 - Interference with, 752
 - Order closing breach, 753
 - Thickness of, 752
 - Variation of order in closing, 753
- Patent, application for, 682
 - Cancellation revesting in Crown, 766, 767
 - Defined, 646
 - Form of, 683

- Grant from Crown, 646
 - In fee simple or less, 646
- Recorder notified of patent, 651
- Reservation of petroleum, natural gas, coal and salt, 689
- Survey required, 685
- When holder entitled, 682
 - Issued free, 683
- Patented lands, rights and easements over, 765
- Patentee, of mining right, no right to cut timber, 685
- Patents, conditions attaining, 684
 - Mining Court no jurisdiction, 691
 - Reservation for roads, 683
 - Reversion if conditions unfilled, 684
 - Supreme Court jurisdiction over, 692
 - Vest minerals unless excepted, 684
- Payment of freight charges by Minister, 761
- Peace preservation of, 761
- Penalties respecting medical examinations, 705
- Penalty, additional after written notice, 759
 - Defence to, 760
 - Disobedience of order \$250 and six months' imprisonment, 758
- For contravening part viii, 759
 - Damaging others claim, 752
 - Disobedience of award, 765
 - Failure to make plans, 756
 - Returns, 756
 - Holding more than one license, 654
 - Misuse of party wall, 752
 - Payment of wages at public house, 752
 - Relief from forfeiture, 679
 - Using Bureau \$20 per day, 758
- Imprisonment in default of payment, 759
- Not exceeding \$20 per day, 758
- Officers interested in Crown lands, 649
- Permit required from Provincial Forester, 658
- Personal representatives, failure of appointment, service on heirs, 768
 - Six months to cure default, 767
- Petroleum, boring permit, 687
- Pine, reservation of, 684

- Placer mining claim, application of Act referred to, 686
 - Defined, 686
- Plan, Judge may require on application for compensation, 764
- Plans, failure to produce, 756
 - Of workings to be filed, 755
 - To be produced, 755
 - To be kept up to date, 755
 - Treated confidentially, 756
- Posts, methods of planting, 663
- Power lines, consent of owner unnecessary, 766
- Powers of Deputy Minister, 648
- Prescribed, defined, 646
- Price for patents, 682
 - Where area exceeds prescribed, 683
- Priorities, actual notice, 673
 - How determined, 672
- Procedure, address for service in dispute, 668
 - As to forfeiture, 678
 - Attacking validity of claim, 667
 - Breach in party wall, 753
 - In cancellation of claim, 681
 - In Mining Court, 695
 - On appeal, 700
 - On prosecutions, 760
 - On refusal to register claim, 667
 - Reference to Mining Court, 692
 - When accident, 754
 - Proceeding pending, 682
- Proclamation for peace, 761
- Prosecution by Attorney-General, 759
 - Defence to, 760
 - Instituted by Attorney-General, 760
 - Crown Attorney, 759, 760
 - Inspector, 759
 - Mining Court, 760
 - Recorder, 760
 - Limitation of, 760
- Prosecutions, procedure on, 760
- Prospecting exempted lands, 657
- Provincial Assayer, appointed by Lieut.-Gov., 648
 - Forest, mining lands in, may be leased, 658
 - Forester, applications for permit, 658
 - Geologist appointed by Lieut.-Gov., 648
 - Ex officio* inspector, 648
 - Public interest, official information privileged, 650
 - Public Lands Act*, referred to, 647
 - Public Service Act*, referred to, 649
 - Public travel not to be interfered with on sale of lease, 768
 - Public Works Peace Preservation Act*, referred to, 761
 - Purchase drills provided, 761
 - Price, amount of, 683
 - Railway, staking claims on land of, 655
 - Ratification of sales by Crown, 658
 - Record, certificate of, 668
 - Recorder defined, 646
 - Entry by, in case of forfeiture, 665
 - May demand license, 654
 - Issue license to individual, 652
 - Renewal to individual, 653
 - Method of recording Crown claim, 658
 - Mining division, 646
 - Pro tempore* to act in absence of Recorder, 648
 - Recorder's office proper place for filing claims, 651
 - Recording, effect of, 672
 - Prerequisites to, 672
 - When refused, 656
 - Reference by Supreme Court to Mining Court, 692
 - Refining to be done in Canada, 684
 - Registry Act*, referred to, 651
 - Regulations defined, 646
 - Laid before Assembly, 766
 - Of Minister, 648
 - Published in Ontario Gazette, 766
 - Respecting surveying, 685
 - Time of publication, 766
 - To be posted at mine, 751
 - Renewals, effect of, 653
 - Form of, 653
 - Issued to company, 653
 - Individuals, 653

MINING

- Renewals, *cont'd*
 - Who may issue, 653
- Report, annual by inspector, 756
 - Before Assembly, 757
 - Of work done, 675
 - Special by inspector, 757
- Reports, holders right to copy, 681
 - Not made deemed forfeiture, 678
 - Of inspector to be filed, 680
- Requirements for issue of patent, 682
- Rescue crews, duties of, 702
 - Stations how provided, 701
 - To be provided, 701
- Reserve, Crown may reserve 66 feet, 662
- Returns, false, 755
 - Monthly, 755
 - Quarterly, 755
 - Statistical by agent, 755
 - By owner of mine, 755
- Rights acquired, 769
 - And easements after compensation fixed and award paid, 764
 - Applied to patented lands, 765
 - Award for, 764
 - Compensation for, 764
 - Construction of ditches, flumes, etc., 763
 - Depositing tailings and waste, 763
 - Directions as to compensation, 764
 - Discharge of water, 763
 - Draining and diverting water, 763
 - Entering other land, 763
 - Flooding of water, 763
 - Granted when compensation adequate, 764
 - How acquired, 762
 - May be conferred by Judge, 762
 - Of way over land and water, 763
 - Storage of water, 763
 - Time of exercising, 765
 - To construct dams, 763
 - To run with lands, 764
 - To take water, 763
 - Transmit electricity, 673
 - Prior to May 1, 1904, preserved, 769
 - To run with lands, 764
- Roads, lease of mineral rights under, 768
- No interference, unless new, 769
- Protection of public in sale or lease, 769
- Regulations as to, 765
- Reservations for, 683
- Sale of mineral rights under, 768
- Rope, rules respecting, 729
- Rules, aid to injured, 710
 - And regulations by Lieut.-Gov., 765
 - Regarding road making, 765
 - Antidotes and washes, 711
 - Apparatus for dust prevention, 711
 - Free from water, 711
 - Attachments, examination of, 728
 - Auxiliary fans, 712
 - Bars and gads, scaling of, 720
 - Blasting by electricity, 718
 - Current to be disconnected, 718
 - Due warning of, 717
 - Examination after, 717
 - Guarding entrances, 717
 - Missed fire, 717
 - Holes, 717
 - On contiguous claims, 716
 - Requirement of fuses, 717
 - Time for, 721
 - Boiler installation, 709
 - Bucket, 722
 - Filling of, 722
 - To be steadied, 722
 - Buildings built with permission, 713
 - Construction of, 713
 - Distance from mine, 713
 - For storing explosives, 713
 - To be locked, 713
 - Underground fire-proof, 708
 - Where erected, 709
 - Bustle pipe equipped with hand rail, 733
 - Protection when working, 733
 - Brakes auxiliary, 725
 - Testing of, 725
 - Use of, 725
 - Cables examination, 726
 - Cage construction of, 723
 - For lowering men, 722
 - Protection, 722
 - Calcium carbide storage, 708
 - Car clearance of, 735

Rules, *cont'd*

- Cases opening of, 714
- Charging holes requirements, 717
- Cleanliness of sanitary conveniences, 712
- Committee finding of, 710
 - On safety, 710
 - On safety duties, 710
 - Report order on, 710
- Connections, when to be made, 718
- Contractor's, 707
- Counter weights protection of, 736
 - Required, 732
 - Requirements of, 729
- Crane operator, age of, 735
 - Protected against overwinding, 735
 - Ropes, 735
- Cranes daily examination of, 735
- Cross heads safety appliances, 722
- Defective explosives reported, 713
- Defects in appliances remedied, 727
- Detonators storage of, 714
- Dressing rooms, 713
- Drift protection, 719
- Drill holes, size of, 716
- Drilling procedure prior, 720
- Dust prevention, 711
- Duty to know, 707
- Electrical heating device prohibited, 716
 - Hoists requirements, 724
- Electricity restrictions as to use, 718
- Elevator operator age of, 735
 - Protection of, 736
 - Supplied with safety devices, 735
- Entrances protected, 732
- Equipment for raising material, 722
- Erection of dams and bulkheads, 711
- Escapement shaft, 708
 - Size of, 709
- Exit signs, 709
- Explosives, amount underground, 714
 - Authority to take, 715
 - Care and use, 713
 - Detonators not to accompany, 716
 - Distribution of, 716
 - Handling by hoistmen, 716
 - Of, 716
 - In closed mines, 715

- Inspection of, 714
- Kept in container, 716
- Storage of, 713 and 714
- To be safely placed, 716
- Use of, 714
 - When not to be used, 716
- Factor of safety required, 729
- Failure to carry out, 707
- Fencing of openings, 718
 - Of shaft, 718
- Fire doors, 709
- Fire fighting appliances required, 708
- Fire protection, 708
- Firing cables, 718
- First aid supplies, 711
- Floors and shelves washed, 714
- Foreman to supervise hazardous work, 734
- Friction clutches, 725
- Frogs to have guard block, 732
- Furnace stairways protected, 734
- Furnaces, communication line of, 734
 - Guarding of men working, 733
 - Stairways around, 733
 - Ventilation, 733
- Fuses, requirements of, 717
 - Second light, 717
- Gate barricades, 719
- Gravel pits, undermining forbidden, 733
- Guard rail at shaft, 718
- Guide rails construction of, 735
- Haulage clearance in, 731
 - Control levees, 731
 - Riding loads, 731
- Hauling engines to have bell, 732
- Head sheaves requirement of, 729
- Hoist equipment examination, 726
- Hoisting after repairs, 724
 - Brakes required, 724
 - Electrical brakes, 725
 - Overwind device, 725
 - Release of brake, 725
 - Engine requires indicator, 726
 - Horse and pulley blocks prohibited, 724
 - Locking devices, 724
 - Gears, 724

Rules, hoisting, *cont'd*

- Of men and material prohibited, 723
- Rope certificate, 728, 729
 - Cleaning, 729
 - Dressing, 729
 - Factor of safety, 729
 - Inspection, 727
 - Length of, 727
 - Not to be spliced, 727
 - Requirements on discarding, 728
 - Testing, 729
- Type of brakes, 724
- When prohibited, 723
- Hoists electrical, 724
 - Requirements, 724
 - Folding gates, 735
 - Guarding, 735
 - Lighting of, 735
- Hole in stope covered, 720
- Indicator required on hoisting engine, 726
 - Requirements of, 726
- Inflammable material removal, 708
- In operation of mine, 707
- Ladders construction of, 721, 722
 - To project three feet, 721
 - Wire rope prohibited, 721
- Ladderway construction of, 721
 - In every shaft, 721
- Ladderways required, 719
- Life lines, 720
 - And belts, 733
- Loose clothing prohibited, 732
- Machinery fly-wheel covered, 731
 - Grinding wheels protected, 731
 - Guard constructed, 732
 - Loose clothing prohibited, 732
 - Projections covered, 731
 - Protection from, 731
 - Record book required, 727
- Magazine, thaw houses clean, 714
- Mine connections, 709
 - Regulations, 710
- Mining workings of, 720
- Minister may disallow, 707
- Naked light prohibition, 714

- No accumulation inflammable material, 708
 - Internal combustion engine, 712
- Notice number of men allowed in cage, 731
- Offences against sanitation, 712
- Oil and grease underground, 708
- Orders in English language, 707
- Posted re explosives, 713
- Posting of, 707
- Precaution re broken material, 720
- Procedure prior to drilling, 720
- Protection around bell, 734
- Railway tracks guard rails on, 733
- Raise protection, 719
- Refuge stations, 709
- Requirements against slipping rope, 726
- Rescue apparatus accessible, 734
- Responsibility for, 707
- Rope certificate requirements, 728
 - History required, 727
 - Record Book entries, 728
 - Inspection of, 728
 - Required, 728
- Runways to have railing, 732
- Safety appliances, 727
 - Catch on cage, 723
 - Catches, 736
 - Devices automatic, 735
 - From water, 711
- Sanitary conveniences, 712
- Shaft construction of, 722
 - To be timbered, 719
- Shot-firing cables precautions, 718
- Sign on broken material, 720
- Signals blasting, 730
 - Code of, 730
 - Danger, 730
 - Electrical system, 730
 - Given by person authorized, 731
 - Hoist, 730
 - Immediate stop, 730
 - Lower, 730
 - Men to descend, 730
 - Required, 729
 - Special 730
 - Sinking shaft protection, 719

- Rules, *cont'd*
 - Size of escapement shaft, 709
 - Skip construction of, 723
 - Filling of, 722
 - Slipping rope requirements, 726
 - Smoking prohibited, 714
 - Splicing of hoisting rope prohibited, 727
 - Stairways around furnaces, 733
 - Construction of, 721
 - Stock piles inspection of, 734
 - Stretchers for injured, 710
 - Suspension for unfamiliarity with, 708
 - Switch and fuse requirements, 715
 - Thawing houses, 715
 - When forbidden, 715
 - Thermometer necessary, 715
 - Timber not to decay, 708
 - To be posted at mine, 731
 - Tunnel walls protection, 719
 - Un-used workings, testing of, 720
 - Ventilation, 712
 - Around furnaces, 733
 - Warning equipment, 709
 - Signal in shaft, 726
 - Water for dust, 720
 - Precautionary measures, 711
 - What indicator must show, 726
 - Wiring requirements, 715
 - Working-men supplied with shields, 734
 - Workmen protection of, 733
- Safety, appointment of committee, 710
 - Precautionary measures, 711
- Sales, ratification of, 658
- Salt. boring permit, 687
- Sand, rules re removing, 733
- Sanitary conveniences, number of, 712
- Sanitation, required in mine, 712
- Schedule of fees, 769, 770, 771
- Serious injury, notice of, 753
 - Personal injury, defined, 754
- Service, address for required, 670
 - Address of agent sufficient, 671
 - On agent sufficient, 671
 - On heirs, 768
 - When required, 671
- Shaft, defined, 646
 - Equipment, rules for, 722
 - Includes pit, 646
- Sheriff, certificate from, releasing execution 674
 - May sell under execution, 674
- Shift, 703
- Shifts, to be three, 702
- Signals, rules respecting, 730
- Silicosis, examination for, 704
- Special mining claims, size in surveyed townships of 100 acres, 661
 - Claims, size in surveyed townships of 150 acres, 661
 - Size in surveyed townships of 200 acres, 660
 - In surveyed townships of 320 acres, 660
 - Of 640 acres, 660
 - Unsurveyed territory, 660
- Divisions, declared by Lieut.-Gov., 651
 - Order-in-Council for, 651
 - Size of claims, 660
- Staking, after forfeiture, 679
 - Different methods of, 663
 - How many claims staked, 662
 - Mining claims staked, 659, 663
- Illustrated method, 664
- Licensee to comply with requirements, 665
 - Must be recorded as prescribed, 664
- Non-compliance deemed abandonment, 678
 - Removal of, 678
- Requirements in filing claim, 665
- Substantial compliance sufficient, 665
- Where license wrongfully issued, 669
 - Without knowledge of licensee, 669
- Statistical returns, particulars in, 755
- Statute of Frauds*, referred to, 672
- Steam boilers, inspection of, 732
 - Maintenance of, 732
 - Safety valve, 732
- Subpoenas, in Mining Court, 691
 - Not to issue without approval of Judge, 650
- Summary Convictions Act*, referred to, 760
- Supreme Court, jurisdiction over patents, 692

MINING

Supreme Court, *cont'd*

May refer to Mining Court, 692

Surface rights, compensation for, 681

Defined, 646

Mines reserved to Crown, 646

Survey area may be reduced, 636

Counted as work, 676

Minister may direct, 685

Must, before issue of patent, 685

Work allowed for, 676

Surveyed territory, size of mining claims,
659, 660

What is included in claim, 662

Surveying, regulations how made, 685

Tagging, claim posts to be tagged, 667

Time limit for, 667

Temiskaming and Northern Ontario Rail-
way, land vested in, 644

Staking claims on lands of, 655

Thawing houses, requirements, 715

Timber, cutting of jack pine, 685

Licensee, entitled to compensation, 659

Reservation of, 685

Pine, 684

Reserved from boring permit, 689

Time, extensions for work, 677

Extension of doing act, 700

Periods excluded, 676

Town sites, staking claims on land in, 655

Transfer, writing required, 672

Trust, claim in, 671

Unpatented land effect on Crown of lien,
761

Unsurveyed territory, irregular mining claim
661

May include land covered with water, 662

Size of mining claim, 659, 660

Unwrought Metal Sales Act, referred to 648

Valuable numeral in place, 646

Ventilation required in mine, 712

Wages, claim for may be cancelled, 761

Lien for 30 days, 761

Payable twice a month, 752

Payment of, 751

Penalty for wrongful payment, 752

Prohibition of payment at public house,
751

Water power, valuable exempted, 657

Well Drillers Act, referred to, 648

Witness post at corner of claim, 663

Women, employment of, 701

Work, amount required, 674

Certificate of performance, 675

Cessation by order of inspector, 756

Done by co-owners, 677

Effect of boring by drill, 675

Default, 677

Excess credited ensuing year, 675

Exclusions from, 676

Extensions of time for, 677

Hours of, 702

Judge may extend time for, 679

Judge's decision final, 675

Non-performance, forfeiture, 678

On one of several claims, 675

Periods excluded from, 676

Prohibited during proceeding, 682

Surveying counted as, 676

To be reported, 675

What not included, 675

Workings plans to be filed, 755

Plans produced, 755

Workman, defined, 702

Workmen free from disease, 704

Injured provision for, 710

Precautionary measures for safety, 711

Writ of execution, how obtained, 674

Writing, required after staking out, 672

Required before staking out, 672

In transfer, 672

MINING CAMPS; see PUBLIC HEALTH

MINING COMPANY; see COMPANIES

MINING COURT; see EVIDENCE; MINING;
MINING TAX

MINING LANDS; see INDUSTRIAL AND
MINING LANDS COMPENSATION; MIN-
ING

MINING LEASE; see LANDLORD AND
TENANT; MINING

MINING RIGHTS; see CONVEYANCING AND
LAW OF PROPERTY; MINING

MINING SCHOOLS; see also MUNICIPAL

Abandonment of schools, council to cease
levying rates, 4734

Effect of, 4733

Levying for debentures saved, 4734

Act, read with *Municipal Act*, 4734

Aid, application of railway aid clauses,
4734

Granting of, by counties, 4733

By municipalities, 4733

Debentures for, 4733

Assent of electors, required to by-laws, 4732

Board of Trustees, body corporate, name of,
4733

Elected annually, 4733

Management and control of schools, 4733

Mode of election, 4734

Neglect to comply with regulations, 4733

Number of, 4733

Powers of, 4734

Vesting of property in, 4733

Buildings, acquiring for mining school, 4732

By-laws re, 4732

Vested in Board of Trustees, 4733

By-laws of municipalities, acquiring build-
ings, 4732

Acquiring equipment, 4732

Land, 4732

Assent of electors, 4732

Establishing mining schools, 4732

Levying special annual rate, 4732

City, by-laws re mining school, 4732

Granting of aid by, 4733

Counties, granting of aid by, 4733

Debentures, levying rates for, saved, 4734

Term of, for granting aid, 4733

Department of Education, schools subject
to regulations of, 4733

Equipment, acquiring for mining school,
4732

By-laws re, 4732

Vested in Board of Trustees, 4733

Establishment, assent of electors required,
4732

In union municipality, 4732

Municipal by-laws for, 4732

Instructors, certificate or permit of, 4733

Land, acquiring for mining school, 4732

By-laws re, 4732

Vested in board of trustees, 4733

Minister of Education, certificate to staff,
4733

Permit to staff, 4733

Municipal Act, Act read with, 4734

Referred to, 4732, 4734

Regulations, council to cease levying rates,
4734

Levying for debentures, saved, 4734

Neglect to comply with, 4733

Schools subject to, 4733

Teachers, certificate or permit of, 4733

Town, granting of aid by, 4733

Township, by-laws re mining school, 4732

Granting of aid by, 4733

Union municipality, by-laws re mining
school, 4732

Defined, 4732

Establishment in part of, 4732

Granting of aid by, 4733

Unorganized territory, townships in, appli-
cation of Act to, 4734

Village, by-laws re mining school, 4732

Granting of aid by, 4733

MINING TAX; see also CORPORATIONS
TAX; MINING

Accounts, inspection of, 480

Penalty for keeping false, 494

To be kept, 479

Accrual, date of, 474

Acreage tax, amount of, 484

Claims among co-owners, 485, 486

For exemption, 484

Disputes as to liability, 485

Exemptions from, 484

By agreement, 489

Lands subject to, 483, 484

Liability for, 485

List of lands subject to, 484

Mine assessor to determine exemption,
484

Payment by one co-owner, 485, 486

Persons liable for, 484

MINING TAX

Acreage, cont'd

- Portion for school purposes, 484, 485
- Recovery of, 493, 494
- Tax roll for, 485

Application by Minister, does not abate, 493

- Form of, 493
- To recover penalties, 494, 495
- Tax, 493

Active operations, notice of, 476, 477

Advertisement of mines in default, 486

Affidavit in support of claim for exemption.

484

Agreement, exemption by, 489

Agricultural purposes, lands used for, 488

Appeals, against assessment, 485

- Against increased assessment for profits tax, 481
- Notice of, 481
- Time for, 481
- To Court of Appeal, 482
- Time for, 482

Application by Minister, for injunction, 493

- To Mining Court by co-owner, 485, 486

Appointment of mine assessors, 479

- Of persons to do mine assessor's duties, 479

Assembly, regulations to be laid before, 496

Books, determination of, 479

- Examination of, 489, 490
- Inspection of, 480, 495
- Keeping false, 494
- Of account to be kept, 479
- Of record of gas produced, 489
- Production of, 482, 490, 495

Buildings, no deduction for, 476

Cancellation of lease, on forfeiture, 487

Capital, dividends on, no deduction for, 476

- Interest on, no deduction for, 476
- Invested, no deduction for, 476

Certificate of forfeiture, 487

- By Minister, 487
- Registration of, 487

Chattels, forfeiture to Crown, 488

- Removal of, after forfeiture, 487
- Subject to distress, 493, 494

Closing of gas well, 493

Compromise of tax, 489

Co-owner, claim by one against another, 485, 486

Defined, 486

Costs, amount of, a lien, 492

- Of action for tax, 493
- Of application by co-owner, 485, 486
- Of distress, 494
- Of procedure for forfeiture, 486, 487
- Order for, 482

County Court, remedies in, 493

Court of Appeal, appeals to, 482

- Procedure on, 482
- Decision final, 482
- Notice of appeal to, 482

Crown, agreement by, re exemption from tax, 489

Forfeiture of machinery to, 488

Of mines to, 486

Taxes to be paid to, 474

Vesting of mines in, on forfeiture, 487

Deductions, accounts of, to be kept, 479

- In ascertaining annual profits, 474, 475
- Statement of, 477, 478

Default in payment of tax, 486

Department of Mines, annual report to, 479

- Claims for exemption to, 484
- Decisions of Mining Court to be filed, 482
- Duty to give notice of tax, 482, 483
- Errors in roll, notification of, 485
- Furnishing false statement to, 494
- Information demanded by, 478, 479
- List of lands liable filed with, 484

Of operating mines prepared by, 477

Mine assessors, officers of, 479

Notice of filing of decision of Mining Court given by, 482

Notice to, of active operations, 476, 477

Of appeal filed with, 481

Profits tax roll prepared by, 480

Statement furnished to, 477, 478

- Of location of gas well filed with, 490, 491

Depreciation, allowance for, in ascertaining annual profits, 475

Not a deduction in ascertaining annual profits, 476

- Deputy Minister of Mines, to certify acreage tax received, 484, 485
 - To give notice to persons in default, 486, 487
 - To issue warrant for distress, 494
 - To keep record of arrears, 492
 - To prepare list of mines in default, 486
 - To prepare roll, 485
- Disputes, as to acreage tax, 485
 - As to natural gas tax, 491
 - As to profits tax, 480, 482
 - Payment pending settlement of, 492
- Distress, costs of, 494
 - For tax, 493, 494
 - Warrant for, 494
- District Court remedies in, 493
- Documents, production of, 482, 490, 495
- Domestic purposes, natural gas used for, 489
- Equipment, cost of, not a deduction, 476
- Evidence, certificate of forfeiture, 487
- Examination of records, 489, 495
 - Statement of gas well, 491
 - Of ore smelted, 495
- Exemptions by agreement, 489
 - From acreage tax, 484
 - From natural gas tax, 489, 492
- Expenses, accounts of, to be kept, 479
 - Deductions of, in ascertaining annual profits, 475
 - Statement of, to be furnished, 477, 478
- Explosives, cost of, a deduction 475
- Food, cost of, a deduction, 475
- Forfeiture for non-payment, 486
 - For non-payment, effect of, 487
 - Procedure on, 486
 - Regranting of lands on, 488
 - Revocation of, 488
- Fuel, cost of, a deduction, 475
- Gas well, annual statement of, 491
 - Books to be kept, 489
 - Closing of, 493
 - Lien on, for taxes, 492
 - Meter to be affixed, 490
 - To be replaced, 490
 - Statement re location, 490, 491
 - Tax on gas, 489
- Holder, agreement by, re exemption, 489
 - Annual statement by, 477, 478
 - Appeals by, 481, 482
 - Books to be kept by, 479
 - Deduction of municipal income tax by, 483
 - Failure to furnish statement, 494
 - Liable for acreage tax, 484
 - For profits tax, 474
 - Notice of active operations by, 476, 477
 - To, of increased assessment, 481
- Horses, cost of fodder for, a deduction, 475
 - Hire of, a deduction, 475
- Income tax, municipal, deduction of, 483
- Information, annual statement of, 477, 478
 - Effect of, 480
 - Confidential, 480
 - Penalty for disclosure, 494
 - Demand for by mine assessor, 478, 479
 - Failure to furnish, 494
 - Furnishing false, 494
 - Mine assessors may obtain, 480
- Injunction to secure payment of tax, 493
- Inspection of gas meters, 490
 - Of machinery, 489
- Insurance, cost of, a deduction, 475
- Investigations by mine assessors, 479
 - For completing profits tax roll, 480
 - To verify statement of ore smelted, 495
- Iron ore, smelted in Canada, bonus on, 495
- Justice of Peace, recovery of penalties before, 494
- Lease, cancellation of, 487
- Lessee, action against, 493
 - Agreement by, re exemption, 489
 - Annual statement by, 477, 478
 - Appeals by, 481, 482
 - Books to be kept by, 479
 - Produced by, 495
 - Deduction of municipal income tax, 483
 - Failure to furnish statement, 494
 - Liable for acreage tax, 484
 - For profits tax, 474
 - Notice of active operations by, 476, 477
 - To, of increased assessment, 481
 - Of gas well, annual statement by, 491
 - Books to be kept by, 489
 - To be produced by, 490
 - Failure to replace meter, 495
 - Meter to be affixed by, 490

MINING TAX

- Lessee of gas well, *cont'd*
 - Meter to be replaced, 490
 - Notice to re annual statement, 491
 - Payment of tax by, 492
 - Service on, 491
 - Statement to be furnished by, 490, 491
- Lien, effect of forfeiture on, 487
 - Revocation of forfeiture on, 488
 - For taxes, 492
 - Priority of, 492
- Lieut.-Gov., appointment of mine assessors by, 479
 - Regulations by, 496
 - Remission of tax by, 482
 - Revocation of forfeiture by, 488
- List of lands liable for acreage tax, 484, 485
 - Of mines liable to forfeiture, 486
- Local Master of Titles, certificate of forfeiture, 487
- Location of forfeited lands, 487
- Machinery, cost of, not a deduction, 475
 - Forfeiture to Crown, 488
 - Inspection of, 489
 - Lien on, for taxes, 492
 - Removal of, after forfeiture, 488
- Manager, annual statement by, 477, 478
 - Appeals by, 481, 482
 - Books to be kept by, 479
 - Deduction of municipal income tax by, 483
 - Failure to furnish statement, 494
 - Liable for profits tax, 474
 - Notice of active operations by, 476, 477
 - To, of amount of tax, 483
 - To of decision of Mining Court, 482
 - To of increased assesment, 481
- Meter, defective, 490
 - Failure to replace, 495
 - Inspection of, 490
 - Order to affix, 490
 - Replacement of, 490
- Mine, annual report of mine assessors, 479
 - Annual statement of, 477, 478
 - Appeal against increased assessment, 481, 482
 - Assessor, annual report, 479
 - Appointment, 479
 - Of persons to perform duties of, 479
 - Claims for exemption, determination by, 484
 - Closing of gas wells by, 493
 - Defined, 473
 - Disclosure of information by, 494, 495
 - Duties of, 479, 480 491, 495
 - Furnishing false statement to, 494
 - Investigations by, 479
 - May order meter, 490
 - Notice by, to prevent gas waste, 493
 - Officer of Department of Mines, 479
 - Powers of, 478-480, 483, 489-490, 493, 495
 - To fix place for keeping gas records, 489
 - To prepare tax roll, 480
 - Books to be kept by, 479
 - Deduction of municipal income tax by, 483
 - Defined, 473
 - Failure to furnish statement, 494
 - Forfeiture for non-payment, 486
 - Lien on for taxes, 492
 - Name and address for service on, 476, 477
 - Notice of active operations in, 476, 477
 - To, of amount of tax, 483
 - To, of decision of Mining Court, 482
 - To, of increased assessment, 481
 - Profits tax on, 474, 476
 - Right of entry of, 480
 - Shipments forbidden before notice, 477
 - Worked with another, 474
- Mineral substance defined, 473
 - Working defined, 473
 - Worked with another, 474
- Mining claim, acreage tax on, 483
 - Claim forfeiture for non-payment, 486
 - Lien for taxes, 492
 - Staking after forfeiture, 487
- Court, appeals against increased assessment, 481
 - Decisions of, 482
 - To be filed, 482
 - Order for costs by, 482
 - To delinquent co-owner, 486
 - Vesting interest of co-owner, 486
- Powers of 481, 482
- Profits tax, ascertainment of, 481
- Report re understatement, 482

Mining court, *cont'd*

- Time for removal of machinery, 488
- To determine disputes among co-owners, 485, 486
 - Re acreage tax, 485
 - Re production of gas wells, 491
- Location, acreage tax on, 483
 - Forfeiture for non-payment, 486
 - Lien for taxes, 492
- Rights, acreage tax on, 484
 - Forfeiture for non-payment, 486
 - Lien for taxes, 492
- Minister, action by, does not abate, 493
 - Action by, form of, 493
 - To recover penalties, 494
 - To recover tax, 493, 495
 - Applications by for injunction, 493
 - Appointment of persons to do assessors duties, 479
 - Approval of, closing gas wells, 493
 - List of mines in default, 486
 - Authentication of profits tax roll, 481
 - Certifying lands forfeited, 487
 - Change of, effect on action, 493
 - Compromise of tax by, 489
 - Defined, 473
 - Directing ascertainment of profits tax, 481
 - Preparation of profits tax roll, 480
 - Recording of arrears of tax, 492
 - Settlement of disputes re gas production, 491
 - Work of mine assessors, 479
 - Examination of lands sold for school taxes by, 488
 - Extension of time for returns, 479
 - Issue of warrants for distress, 494
 - Of Lands and Forests may deal with agricultural lands, 488
 - Prescribing duties of assessors, 479
 - Recommendation for remission of tax, 482
 - Referring appeals, 481
 - Disputes re acreage tax, 485
 - Regranting of forfeited lands, 488
 - To receive annual statement of gas well, 491
 - Copy of vesting orders, 486
- Mortgage, effect of forfeiture on, 487
 - Of revocation of forfeiture on, 488

- Municipal corporation, exempt from gas tax, 492
 - Income tax, deduction of, 483
- Name and address for service, department to prepare list, 477
- Service on mine, 477
 - To be given to department, 477
- Natural gas tax, amount of, 489
 - Gas tax basis for, 489
 - Disputes, 491
 - Exemptions from, 489, 492
 - Gas subject to tax, 489
 - Payment pending settlement of dispute, 492
 - Recovery of 493, 494
 - Remission on gas used in Canada, 495
 - Time for payment, 491, 492
 - Tax on, 489, 492
 - Waste of, 493
- Newspaper, publication of mines in default, 486
- Non-payment of tax, effect of, 486
- Notice of active operations, 476, 477
 - Of amount of tax, 483
 - Of appeal against increased assessment, 481
 - Of increased assessment, 481
 - Service, of on gas well, 491
 - To Court of Appeal, 482
 - To owner of gas well, to prevent waste, 493
 - To persons in default, 486, 487
- Occupier, action against, for tax, 493
 - Agreement by, re exemption, 489
 - Annual statement by, 477, 478
 - Appeals by, 481, 482
 - Books to be kept by, 479
 - To be produced by, 495
 - Deduction of municipal income tax, 483
 - Failure to furnish statement, 494
 - Liable for acreage tax, 484
 - For profits tax, 474
 - Notice of active operations by, 476, 477
 - To of increased assessment, 481
 - Of gas well, annual statement by, 491
 - Books to be kept by, 489
 - To be produced by, 490
 - Failure to replace meter, 495

MINING TAX

- Occupier of gas well, *cont'd*
 - Meter to be affixed by, 490
 - To be replaced by, 490
 - Notice to re correctness of annual statement, 491
 - Payment of tax by, 492
 - Service on, 491
 - Statement to be furnished by, 490, 491
- Ontario Gazette*, publication of mines in default, 486
 - Of regulations, 496
- Ontario Municipal Board, appeals to, 481
 - Decision, effect of, 482
 - To be filed, 482
 - Disputes re acreage tax, 485
 - Re production of gas wells, 491
 - Order for costs by, 482
 - Powers of, 481, 482
 - Profits tax, ascertained by, 431
 - Report re understatement of tax, 482
- Operator, action against, for tax, 493
 - Agreement by as to exemption from tax, 489
 - Annual statement by, 477, 478
 - Appeals by, 481, 482
 - Books to be kept by, 479
 - To be produced by, 495
 - Deduction of municipal income tax by, 483
 - Failure to furnish statement, 494
 - Liable of profits tax, 474
 - Notice of active operations by, 476, 477
 - To, of increased assessment, 481
 - Of gas well, annual statement by, 491
 - Books to be kept by, 489
 - To be produced by, 490
 - Failure to replace meter, 495
 - Meter to be affixed by, 490
 - To be replaced by, 490
 - Notice re correctness of annual statement, 491
 - Payment of tax by, 492
 - Service on, 491
 - Statement to be furnished by, 490, 491
- Order for costs, 482
 - Of mine assessor, failure to comply with, 495
 - Of Mining Court against co-owner, 435, 486
 - Service of, 486
 - Revoking forfeiture, 488
 - Service of on gas well, 491
 - To affix meter, 490
 - To replace meter, 490
 - Vesting interests of co-owners, 486
- Order-in-Council, declaring lands open for staking, 487
- Ore, accounts of, to be kept, 479
 - Annual return of, 477, 478
 - Forfeiture to Crown, 488
 - Lien for taxes, 492
 - Penalty for shipping, before notice, 494
 - Remission of tax, 495
 - Removal of, after forfeiture, 488
 - Before weighing, 479
 - Restrained by injunction, 493
 - Samples, 480
 - Shipment of, before notice, 477
- Output, defined, 473
 - Value of, in ascertaining profits, 474
- Owner, action against, for tax, 493
 - Agreement by, re exemption, 489
 - Annual statement by, 477, 478
 - Appeals by, 481, 482
 - Books to be kept by, 479
 - Deduction of municipal income tax by, 483
 - Failure to furnish statement, 494
 - Liable for acreage tax, 484
 - For profits tax, 474
 - Notice of active operations by, 476, 477
 - To, of amount of tax, 483
 - To, of decision of Mining Court, 482
 - To, of increased assessment, 481
 - Of gas well annual statement by, 491
 - Books to be kept by, 489
 - To be produced by, 490
 - Domestic use by, 489
 - Failure to replace meter, 495
 - Meter to be affixed by, 490
 - To be replaced by, 490
 - Notice to re correctness of annual statement, 491
 - To prevent waste, 493
 - Payment of tax by, 492
 - Service on, 491
 - Statement to be furnished by, 490, 491
 - Production of books by, 495

Owner, *cont'd*

- Regranting of lands forfeited to, 488
- Removal of machinery by, after forfeiture, 488
- Patent of lands disposed of under *Public Lands Act*, 488
 - Revocation of, on forfeiture, 487
- Payment, time for, 474, 491, 492
- Penalties, amount of, a lien 492
 - For disclosure of information, 494
 - For failure to furnish statement, 494
 - To replace meter, 495
 - For false statement, 482, 494
 - For non-payment on due date, 492
 - For shipping ore before notice, 494
 - Recovery of, 494
- Person, defined, 473
- Personal property, forfeiture to Crown, 488
 - Removal of, after forfeiture, 488
- Plant, cost of, not a deduction, 476
- Power, cost of a deduction, 475
- Preceding year, basis for fixing profits tax, 476
 - Defined, 473
- Profits tax, amount of, 474
 - Annual statement for, 477, 478
 - Appeals against increased assessment, 481, 482
 - Ascertainment of amount, 481
 - Of profits, 474, 475
 - Basis for, 474, 476
 - Deductions allowed, 474, 475, 483
 - Not allowed, 476
 - Exemption by agreement, 489
 - Exemptions, 474
 - Liability for, 474
 - Mines worked together for, 474
 - Recovery of, 493, 494
 - Remission on ore smelted, 495
 - Shipping forbidden before notice, 477
 - Tax roll for, 480, 483
- Protection, cost of, a deduction, 475
- Public Lands Act*, referred to, 488
- Receiver, to secure payment of tax, 493
- Recording of forfeited lands, 487
- Recovery, of penalties, 494
 - Of taxes, 493, 494
- Refund, of tax compromised, 489

- On ore smelted, 489
- Registrar certificate of forfeiture to be registered, 487
- Registration of certificate of forfeiture, 487
 - Effect of, 487
 - Of lien for taxes, effect of omission, 492
 - Of order revoking forfeiture, 483
 - Of vesting orders, 486
- Registry Act*, referred to, 488
- Regranting of forfeited lands, 488
- Regulations, by Lieut.-Gov., 496
 - Publication of, 496
 - To be laid before Assembly, 496
- Remedies, action, 493
 - Distress, 493, 494
 - Injunction, 493
 - Receiver, 493
- Remission of percentage of tax, 482
 - Of tax on ore or gas, 495
- Return, additional re deduction of municipal income tax, 483
 - Annual, 477, 478
 - Effect of, 480
 - Extension of time for making, 479
 - Of gas well, 491
 - Time for making, 477
 - Understatement of tax in, 482
 - Failure to furnish, 494
 - Making false, 494
- Revocation of patent, on forfeiture, 487
- Salaries, deduction of, in ascertaining profits, 475
- School taxes, lands sold for, 488
 - Trustees, to prepare list of lands liable, 484
 - To receive portion of acreage tax, 484, 485
- Service, on co-owner, 486
 - On gas well, 491
 - On mine, 477
- Shafts, cost of, separate accounts for, 476
 - Of sinking, a deduction, 475
- Sheriff, execution of warrant, 494
- Shipping forbidden before notice, 477
 - Penalty for, before notice, 494
- Staking of forfeited lands, 487
- Statement, additional, re deduction of municipal income tax, 483

MINING TAX

Statement, *cont'd*

- Annual, 477, 478
 - Effect of, 480
 - Extension of time for making, 479
 - Of gas well, 491
 - Amendment of, 491
 - Disputes as to, 491
 - To be examined, 491
 - Time for making, 477
 - Understatement of tax in, 482
 - Verification of, 478
 - Who to make, 477
- Failure to furnish, 494
- False, 482, 494
- Of location of gas well, 490, 491
- Of ore smelted, 495
- Stripping, cost of, a deduction, 476
 - Separate accounts for, 476
- Supreme Court, remedies in, 493
- Tax, accrual of, 474
 - Acreage, 483, 485
 - Annual report of mines liable to, 479
 - Compromise of, 489
 - Deductions in ascertaining annual profits, 475
 - Discharge, by grant under *Public Lands Act*, 488
 - Exemption, by agreement, 489
 - Forfeiture for non-payment, 486
 - Lien on a mine, 492
 - Natural gas, 489, 492
 - Payment pending settlement of disputes, 492
 - Penalty for non-payment, 492
 - Profits, 474, 476
 - Recovery of, 493, 494
 - Refund of, after compromise, 489
 - Excess, after settlement of dispute, 492
 - Remission of, on ore or gas, 495
 - Rolls for acreage tax, basis of, 485
 - For acreage tax, correction of errors in, 485
 - Contents of, 485
 - Effect of omission from, 485
 - Who to prepare, 485
 - For profits tax, authentication of, 482

- Basis of, 480
- Contents of, 480
- Investigations in aid of, 480
- Preparation of, 480-482
 - Who to prepare, 480
- Time for payment, 474
- To be paid to Crown, 474
- Tenant, action against, for tax, 493
 - Agreement by, re exemption, 489
 - Annual statement by, 477, 478
 - Appeals by, 481, 482
 - Books to be kept by, 479
 - To be produced by, 495
 - Deduction of municipal income tax, 483
 - Failure to furnish statement, 494
 - Liable for profits tax, 474
 - Notice of active operations by, 476, 477
 - To, of increased assessment, 481
 - Of gas well, annual statement by, 491
 - Books to be kept by, 489
 - To be produced by, 490
 - Failure to replace meter, 495
 - Meter to be affixed by, 490
 - To be replaced by, 490
 - Notice to re correctness of annual statement, 491
 - Payment of tax by, 492
 - Service on, 491
 - Statement to be furnished by, 490, 491
- Transportation, cost of, a deduction, 475
- Treasurer of Ontario, payment by, to school trustee, 484, 485
- Trenching, cost of, a deduction, 476
 - Separate accounts for, 476
- Trustees, to prepare list of lands liable, 484
 - To receive portion of acreage tax, 484, 485
- Unorganized territory, acreage tax in, 483, 485
- Vesting interests of co-owners, 486
 - Of forfeited lands in owner, 488
 - Of lands forfeited in Crown, 487
- Wages, deduction of, 475
- Warrant for distress, 494
- Waste of gas, prevention of, 493
- Witnesses, attendance of before Mining Court, 482

MINISTER OF THE GOSPEL; see JUR-
ORS; LIQUOR CONTROL; MARRIAGE;
RELIGIOUS INSTITUTIONS

MINISTER OF THE CROWN; see EXECU-
TIVE COUNCIL; LEGISLATIVE ASSEMBLY

MINORS; see HIGHWAY TRAFFIC; INFANTS;
LIQUOR CONTROL; MARRIAGE; MIN-
ORS' PROTECTION; MUNICIPAL; PAWN-
BROKERS; SALE OF GOODS; STATUTE
OF FRAUDS

MINORS' PROTECTION

Age, presumption re, 4031
Bagatelle room, admission of minor, 4031
Billiard room, admission of minor, 4031
Child of keeper, exception re, 4031
Cigarettes, sale to minors, 4031
Cigars, sale to minors, 4031
Consent of parent or guardian, 4031
Contravention of Act, penalty for, 4031
Guardian, written request by, 4031
Parent, written request by, 4031
Penalty, contravention of Act, 4031
Recovery of, 4031
Pool room, admission of minor, 4031
Presumption re age of minor, 4031
Summary Convictions Act, referred to, 4031
Tobacco, sale to minors, 4031

MISDEMEANOUR; see INTERPRETATION

MONEY LENDERS; see also LOAN AND
TRUST CORPORATIONS; PAWNBROKERS

Account, reopening, 2599
Settlement of, 2599
Taking of, 2599
Action by creditor, 2599
By debtor, 2599
For debt, 2598
On loan, 2600
Agreement, altering, 2599
Contrary, 2599
Entering, 2601
Assignee, *bona fide*, 2600
Of claim, 2598

Rights of, 2600
Attorney-General, consent of, 2601
Bank, chartered, 2600
Business, carrying on, 2601
In course of, 2600
Primary object of, 2600
Commission, for investment, 2600
Concealment, dishonest, 2602
Conviction, of offence, 2602
Corporation, registered, 2600
Cost, excessive, order made, 2599
Of loan, defined, 2598
To include, 2598
Court, defined, 2598
Finding of, 2599
Judgment of, 2599
Jurisdiction of, 2599
Order of, 2600, 2599
Powers of, 2599, 2600
Creditor, defined, 2598
Crown attorney, consent of, 2601
Dealings, close of, 2599
Debtor, defined, 2598
Indemnifying by lender, 2599
Relieving, 2599
Disbursements, not included, 2598
Document, re loan, copy of, 2601
Furnishing, 2601
Endorser, for loan, 2598
Expenses, tendering of, 2601
Fees, regulation by Lieut.-Gov., 2602
Fiduciary capacity, persons acting in ex-
cepted, 2600
Fraudulent, inducement, penalty for, 2602
Statement, penalty for, 2601
Head office, must be in Ontario, 2601
Instalment, repayment of, 2599
Insurance Act, referred to, 2600
Interest, included in cost of the loan, 2598
Justices of the Peace, jurisdiction under
Act, 2599
Lieut.-Gov., regulations by, 2602
Loan, advance on, 2601
Amount of, 2600
Cost of, 2599
In question, 2600
Principal of, 2599

MONEY LENDERS

Loan, *cont'd*

Time for repayment, 2599

Loan and Trust Corporations Act, referred to, 2600

Losses, sharer in, 2600

Magistrate, prosecution before, 2599

Money-lender, address of, 2601

Business of, 2598

Defined, 2598

Directors of, 2601

Fraud of, 2601

Fraudulent statement of, 2601

Head office of, 2601

Holding out as, 2598

Members of firm of, 2601

Name of, 2600

Registration of, 2600

Residence of, 2601

To be registered, 2601

Money lent, defined, 2598

Of client, loans of excepted, 2600

Recovery of, 2599

Repayment of, 2599, 2602

Solicitor investing, 2600

Obligation, new, effect on court order, 2599

Offence, conviction of, 2602

Prosecution for, 2601

Order of Court, when issued, 2599

Pawnbrokers Act, referred to, 2600

Pawnbroker, business of, 2600

Not to affect, 2600

Payment on account, 2599

Penalty, amount of, 2601

First offence, 2601

For corporation, 2601

Fraud, 2602

Violation, 2601

Imprisonment, 2601

Subsequent offence, 2601

Person lending incidentally, 2600

Powers, of Court, 2599, 2600

Proceeding, by creditor, 2599

On loan, 2600

Profits, sharer in, 2600

Proof, burden of, 2602

Prosecution, before whom, 2599

Burden of proof, 2602

For offence, 2601

Provisions, carrying out by regulations of
Lieut.-Gov., 2602

Register, inspection of, 2602

Keeping, 2600

Money lenders', 2600

Registered address, no business elsewhere,
2601

Name, no business in any other than, 2601

Registrar, defined, 2599

Registration with a condition precedent,
2600

Registration, expiry of, 2601

Mode of, 2602

Of money lender, 2600

Proof of, 2602

Renewal of, 2601

Suspension of, 2602

Regulations, of Lieut.-Gov., 2602

Remuneration, fixed, 2600

Repayment, of excess, 2599

Time for, 2599

Residence, of money lenders, 2601

Security, altering, 2599

For loan, 2598

Parting with, 2599

Taking of, 2601

Solicitor, investing money excepted, 2600

Solicitor's fees, allowable, 2600

Summary Convictions Act, referred to, 2599

Surety, for loan, 2598

Transaction, party to, 2600

Reopening, 2599

Unconscionable, 2599

Trust instrument, remuneration fixed by,
2600

Trustees, excepted, 2600

Usury, opening by Court if found, 2599

Value, holder for, 2600

Violation of provisions, 2601

MONTH, *see* DEFINITION OF TIME; INTER-
PRETATION

MOOSE; *see* GAME AND FISHERIES

MORGUE; *see* ANATOMY

MORTGAGE TAX

- Affidavit, amount secured by mortgage, 1943
 - On increase, renewal of charge, 1945
 - Renewal of mortgage, 1945
 - Proceeds used to pay prior charge, 1945
 - Used to pay prior mortgage, 1945
- By-law, amending mortgage tax, 1943
 - Certification of mortgage tax, 1943
 - Depositing mortgage tax, 1943
 - Deposit of mortgage tax, 1943
 - Municipal mortgage tax, 1943
- Certificate, masters, of payment of tax, 1944
 - Registrar's, of payment of tax, 1944
- Charge, renewal of, 1945
 - Tax on increase on renewal of, 1945
- Collateral security, mortgage tax on, 1944
- Dispute, settlement of, 1945
- Land Titles Act*, referred to, 1944
- Lease, mortgage tax on assignment of, 1944
- Master, payment of mortgage tax by, 1943
- Mortgage, affidavit of amount secured by, 1943
 - Renewal of, 1945
 - Tax, apportionment between master and registrar, 1944
 - One security in different divisions, 1944
 - On increase on renewal of, 1945
 - Payment of apportionment of, 1944
- Registrar, payment of mortgage tax by, 1943
- Registry Act*, referred to, 1944
- Tax, assignment of lease as security, 1944
 - Dispute as to, 1945
 - Limit of, 1943
 - Master's percentage of, 1943
 - Municipal by-law respecting, 1943
 - On collateral security 1944
 - Payment by registrar of, 1943
 - Payment of, 1944
 - By master, 1943
 - Under protest of, 1945
 - Proceeds to pay prior charge, 1945
 - Mortgage, 1945
 - Registrar's percentage of, 1943

MORTGAGES: see also AGRICULTURAL DEVELOPMENT; ASSESSMENT; BILLS OF SALE AND CHATTEL MORTGAGE; CONVEYANCING AND LAW OF PROPERTY; CREDITORS RELIEF; DEVOLUTION OF ESTATES; DOWER; EXECUTION; FRAUDULENT CONVEYANCES; INFANTS; JUDICATURE; LAND TITLES; LIMITATIONS; LOAN AND TRUST CORPORATIONS; MECHANICS' LIEN; MERCANTILE LAW AMENDMENT; MINING TAX; MORTGAGE TAX; PARTITION; PUBLIC LANDS; REGISTRY; SETTLED ESTATES; SHORT FORMS OF MORTGAGES; SOLICITORS; TRUSTEE

- Administrators of mortgagee, 1756
- Assignment, after sale under power, 1761
 - Exception as to if mortgagee in possession, 1753
 - Incumbrancer's right to, 1753
 - On redemption, 1752
 - Priority of rights to, 1753
- Bonus interest, 1758
- Chattels, distraining on, 1757
 - Sale of after distress, 1758
- Conveyance, defined, 1752
 - On redemption, 1752
 - To purchaser after sale, 1761
- Costs, taxation of, 1763
- Court, discharge by, 1756
 - Order by, 1762
 - Payment into, 1756
- Covenants, implied 1753
 - Joint and several, 1755
- Damages, action for by mortgagor, 1753
 - Insurance proceeds for, 1753
- Deceased mortgagee, payment into court, 1756
 - To executors, 1756
- Default, mortgagee's remedies on, 1759
 - Payment after, 1758
- Defence of purchase for value without notice 1757
- Demand of payment, notice of, obligation after, 1762
 - Order before lapse of time in, 1762
 - Proceedings after, 1762
- Taxation of costs after, 1763

MORTGAGES

- Discharge by court, circumstances of, 1756
 - Effect of, 1757
 - By executors of mortgagee, 1756
 - By surviving mortgagee, 1756
- Distress, by mortgagor for rents, 1753
 - For interest, 1757
 - If creditors, 1757
 - Notice of sale after, 1758
- Dower Act*, referred to, 1761
- Equity of redemption, acquiring without merger, 1755
- Execution creditor, in case of distress, 1757
- Executors of mortgagee, 1756
- Foreclosure by subsequent encumbrancer, 1755
- Further assurances, implied covenant for, 1754
- Good title, implied covenant for, 1754
- Implied covenants, for performance of lease, 1755
 - In mortgage of freehold, 1753
 - Of leasehold, 1754
 - Joint and several, 1755
 - Valid and effectual for lease, 1754
- Incumbrance, defined, 1752
 - Implied covenant against, 1754
- Infant, notice of sale to, 1760
- Insurance, application of, 1753
- Insure, power in mortgage to, 1761
 - Statutory power to, on default, 1760
- Interest, bonus, 1758
 - Default in payment of, 1759
 - Distress for, 1757
 - Reduction in for prompt payment, 1759
- Joint mortgagees, implied covenants with, 1755
- Joint mortgagors, implied covenants of, 1755
- Land, defined, 1752
- Lease, performance of, 1755
 - Valid and effectual, 1754
- Leasehold, mortgage of in, 1754
- Legal estate, conveyance after sale, 1761
- Loan and Trust Corporations Act*, referred to, 1759
- Maturity after five years, 1758
- Mercantile Law Amendment Act*, referred to 1756, 1759
- Merger, equity of redemption without, 1755
 - Registry laws preserved, 1755
- Money to be invested in purchase of land, 1764
- Mortgage debt, on acquiring equity, 1755
 - Defined, 1752
 - Money, defined, 1752
- Mortgagee, defined, 1752
 - Deceased, executors of, 1756
 - Or unfound, 1756
 - Remedies on default, 1759
 - Right re insurance proceeds, 1753
 - Surviving, payment to, 1756
- Mortgagor, action for possession by, 1753
 - Action or distress for rents by, 1753
 - Defined, 1752
 - Inspection of title deeds by, 1753
 - Rights on redemption, 1752
- Notice demanding payment, obligation after, 1762
 - Order before lapse of time in, 1762
 - Proceedings after, 1762
 - Taxation of costs under, 1763
- Notice of intention to sell, proceedings after, 1762
- Notice of sale, 1760
 - After distress, 1758
 - Contents of, 1762
 - Demanding payment, obligation after, 1762
 - Form of, 1763
 - Order before lapse of time in, 1762
 - Taxation of costs under, 1763
- Notice re paying after default, 1758
 - Term re sale without, 1762
- Payment after default, 1758
 - At end of five years, 1758
 - Default in, remedies on, 1759
 - Implied covenant for, 1754
 - Into court, 1756
 - Notice demanding, obligation after, 1762
 - Order before lapse of time in, 1762
 - Proceedings after, 1762
 - Taxation of costs under, 1763
- Possession, action by mortgagor for, 1753
 - Effect on right to assignment, 1753

MORTMAIN AND CHARITABLE USES

Power of sale, improper exercise of, 1760
 In mortgage, 1761
 Notice exercising, contents of, 1762
 Form of, 1763
 Proceedings after, 1762
 Statutory, excluded by mortgage, 1761
 On default, 1759
 Under *Short Forms of Mortgages Act*, 1761
Power to insure, in mortgage, 1761
 Statutory, on default, 1760
Principal, payment of after default, 1758
 Remedies on default, 1759
Prior encumbrancer, right on redemption, 1753
Prior mortgagee, acquiring equity, 1755
Proceeds of sale, application of, 1761
Prompt payment, provisions for, 1759
Purchase for value without notice, 1757
Purchaser, assignment to, 1761
 At sale, conveyance to, 1761
 Discharge of, 1760
 Title of, 1760
Quiet possession, implied covenant for, 1754
Redemption after five years, 1758
 Assignment or conveyance on, 1752
 Encumbrancers' rights on, 1753
 Mortgagor's rights on, 1752
Reduction in interest, when given, 1759
Registry Act, referred to, 1757
Remedies on default, 1759
Rents, action by mortgagor for, 1753
 Distress by mortgagor for, 1753
Right to convey, implied covenant for, 1754
Sale, assignment after power of, 1761
 Conveyance after, 1761
 Notice of, 1760
 Contents of, 1762
 Demanding payment, obligation after, 1762
 Form of, 1763
 Order before lapse of time in, 1762
 Proceedings after, 1762
 Taxation of costs under, 1763
Power of, in mortgage, 1761
 Under *Short Forms of Mortgages Act*, 1761

Proceeds of, application of, 1761
 Purchaser's position re, 1760
Statutory power of, excluded, 1761
 On default, 1759
 Protection of purchaser under, 1760
 Without notice, mortgage term re, 1762
Short Forms of Mortgages Act, referred to, 1754, 1761, 1762
Statutory power of sale, excluded, 1761
 On default, 1759
Statutory power to insure, excluded, 1761
 On default, 1760
Subsequent encumbrancer, right on redemption, 1753
Surviving mortgagee, payment to, 1756
Title deeds, after sale under power, 1761
 Inspection of by mortgagor, 1753
Trespass, action for by mortgagor, 1753
Value, purchase for without notice, 1757

MORTGAGES ON CHATTELS; see BILLS
OF SALE AND CHATTEL MORTGAGE;
CONDITIONAL SALES

MORTICIAN; see EMBALMERS AND FUNERAL
DIRECTORS

MORTMAIN AND CHARITABLE USES

Actual use, land not required for, 1725
Advancement of religion, charity, 1719
Agreements re property, 1725
Appeal from order, 1725
Applications, proof on, 1721
Assurance defined, 1719
Assurances, conditions of validity, 1721
 Necessary provisions of valid, 1721
 Prior affected, 1725
Assure and assurator defined, 1719
Attorney-General, certificate of, 1715
Benefit to community, charity, 1719
Benefits reserved to assurator, 1721
Breach of trust, action upon, 1725
Charitable associations, land grants to, 1723
 Uses defined, 1719
 Personal estate for, 1724
 What to include, 1719
Charter, existing not affected, 1725
Community benefit, charity, 1719

MORTMAIN AND CHARITABLE USES

- Consideration defined, 1719
- Corporation, conditions re holding land, 1720
 - Special authority to hold land, 1720
- Corporations, certain may hold land, 1724
 - Rights preserved, 1725
- Covenants, permissible in assurances, 1721
- Crown, entry by, 1720
 - Forfeiture to, 1720
- Devises, charitable, 1724
- Documents, regulations for, 1720
- Easements in assurances, 1721
- Education, charity, 1719
- Entry, or holding, by Crown, 1720
 - Right of reserved, 1722
- Evidence, discretion re, 1725
 - For license, 1721
 - Under oath on application, 1721
- Fees, mortmain licences, 1721
 - Prescription of, 1721
- Fiat. necessity for, 1725
- Forfeiture of corporation's land, 1720
- Forms, regulation of, 1720
- Full and valuable consideration defined, 1719
- Judge, powers, 1724
- Land, assurance by will, 1722
 - Assured must be sold, 1722
 - Defined, 1719
 - Extending time for sale, 1724
 - Necessity for sale, 1725
 - Needed for occupation, 1724
 - Purchase for certain purposes, 1723
 - For charitable use, 1721
 - Sale in two years, 1724
 - Within two years, 1722
 - Two years' limitation, 1725
 - Unsold to vest in public trustee, 1724
 - When occupation sanctioned, 1722
- Lands, acquisition of, 1724
 - Retention of, 1724
- Libraries, land assured for, 1723
- Licenses, existing not affected, 1725
 - To hold in mortmain, 1720
- Lieut.-Gov., license from, 1720
 - Particular orders by, 1720
 - Regulations by, 1720
- Minerals, reservation of, 1721
- Minister defined, 1719
 - Evidence taken by, 1721
- Mortmain, permissible cases, 1723
 - Prohibition of, 1720
 - Rights in, preserved, 1725
- Museum; see Public Museum
- Occupation allowed when charitable, 1722
 - Land not needed for, 1725
- Perpetuity, license to hold land in, 1720
- Personal estate, direction for holding, 1724
 - Holding for charitable use, 1724
- Petition, attestation of, 1725
 - Certifying of, 1725
 - Execution of, attested by solicitor, 1725
 - For trust breach, 1725
 - Must be signed, 1725
 - Procedure upon, 1725
 - Submission of to Attorney-General, 1725
- Poverty, relief of, charitable, 1719
- Procedure on petition, 1725
- Process serving, regulation for, 1720
- Property agreements for disposition, 1725
- Public bodies, agreeing to manage property, 1725
 - Bodies empowered to hold property, 1724
 - May hold property, 1724
 - Retroactive provision, 1725
 - Library, land assured for, 1723
 - Museum defined, 1723
 - Land assured for, 1723
 - Park defined, 1722
 - Land assured for, 1723
 - Trustee, land sale by, 1724
 - Lands vesting in, 1722
- Regulations, by Lieut.-Gov., 1720
 - Re application for license, 1720
 - Re service of process, 1720
 - Re various forms, 1720
 - Varied by particular order, 1720
- Religion, charity, 1719
- Religious institutions, assurances for, 1723
- Rent due to Crown not affected by entry, 1720
 - Nominal in assurances, 1721
- Reservation of benefits, 1721
- Reservations, permissible in assurance, 1721
- Retroactive effect, 1725
- Rights, protection of established, 1725

MOTHER'S ALLOWANCES

Sale, compulsory, of land, 1725
 School defined, 1722
 House defined, 1722
 Selling land unused for, 1723
 Land assured for, 1723
 Selling lands unused for, 1723
 Schools, assurances for, 1723
 Extending, period for land sale, 1723
 Service, due to Crown not affected by entry.
 1720
 Societies, assurances to, 1723
 Limitations on assurances to, 1723
 Trust, administration of, 1725
 Breach of, 1725
 University, assurances for, 1723
 Valuable consideration, terms of assurance
 for, 1722
 Will, charitable assurance by, 1724
 Defined, 1719
 Wills, assurances by, 1721. 1723

MOTHERS' ALLOWANCES

Affidavits, taking by secretary of local board,
 4171, 4173
 Allowances, amount set by commission, 4169
 Conditions of payment, 4168, 4172
 How paid, 4172
 In special cases, 4169
 Investigations re, 4171
 Manner of payment, 4172
 Proofs for, 4172
 Reciprocal arrangements, re other prov-
 inces, 4172
 Time for payment, 4172
 To foster mothers, 4169
 To persons otherwise ineligible, 4169
 To widow, 4168
 To wife of unemployable person, 4168
 Appeal, from commission, 4171
 Applications, to local authority, 4173
 Assembly, vote of funds, 4170
 Board, Burlington Beach, commission as
 local, 4171
 Local, duties of, 4171
 Burlington Beach, application of Act to,
 4171
 Commission, powers of, 4171
 Chairman, direction for payment final, 4170

Cities, local boards in, 4172
 Clerk of municipality, remuneration, 4173
 To be local authority, 4173
 Commission, constitution, change by Lieut.-
 Gov., 4170
 Court not to review decisions, 4170
 Decisions no appeal from, 4171
 Defined, 4168
 Duties of, 4169
 Establishment by Lieut.-Gov., 4170
 Forms used by, 4172
 Local officers, appointment of, 4171
 Meetings, 4171
 Officers, appointment of, 4170
 Orders re allowances, 4170
 Payment of expenses, 4170
 Payment of salaries, 4170
 Records and statistics, 4170
 Regulations for proceedings, 4171
 Regulations, re duties, 4171
 Report to Lieut.-Gov., 4170
 Staff of, 4170
 To determine eligibility of applicants, 4169
 Receive applications through boards,
 4169
 Secure information required by regula-
 tions, 4169
 Set amount of allowances, 4169
 Council members not disqualified, 4172
 Decision, amendment, 4171
 Declarations, taking, 4171
 Deserted wife to receive allowance, 4168
 District, unorganized investigator taking
 oaths, 4171
 Unorganized investigator taking evidence,
 4171
 Duties of Commission, 4171
 Expenses, how payable, 4173
 Evidence, secretary may receive, 4171
 Forms, regulations re, 4172
 Foster mother, allowance to, 4169
 Domicile, 4169
 Inquiries, regulations re, 4171
 Investigations, regulations re, 4171
 Regulations re appointment, 4171
 Investigator, taking affidavits, 4171
 Taking evidence, 4171

MOTHERS' ALLOWANCES

- Legislature, appropriation of funds, 4170
 - Lieut.-Gov., appointment of staff, 4170
 - Dissolution of local authority by, 4173
 - May establish commission, 4170
 - Powers of, re constitution of commission, 4170
 - Regulations by, 4171
 - Local authority, appointment of, 4173
 - Local board, administering *Old Age Pensions Act*, 4172
 - Appointment of, 4172
 - Of local authority, 4173
 - Authority of, 4171
 - Burlington Beach Commission as, 4171
 - Clerk of municipality to send applications to, 4173
 - Continuance of, 4173
 - Defined, 4168
 - Dissolution, 4173
 - Duties of, 4171
 - Expenses, payment of, 4173
 - Lieut.-Gov., appointment of separate board, 4173
 - Membership, 4172
 - Municipal council members, 4172
 - Regulations, re appointment, 4171
 - Reports, regulations re, 4171
 - Secretary of, 4173
 - To take affidavits and evidence, 4171
 - Staff, 4173
 - Term of office, 4172
 - Title, 4172
 - Minister, defined, 4168
 - Municipalities, appointments to board, 4172
 - Council members not disqualified, 4172
 - Local boards in, 4172
 - Payment of expenses of local board, 4173
 - Notice of allowance to local board, 4170
 - Oaths, administering, 4171
 - Taking by secretary of local board, 4173
 - Officers, local, duties of, 4171
 - Local, of Commission, 4171
 - Of commission, appointment, 4170
 - Old Age Pensions Act*, administration combined, 4172
 - Referred to, 4171, 4172
 - Order, amendment, 4171
 - Appeal from, 4171
 - Rescinding, 4171
 - Procedure, by regulations, 4171, 4172
 - Property qualifications, regulations re, 4172
 - Provinces, reciprocal arrangements with, 4172
 - Records of commission, 4170
 - Regulations, defined, 4168
 - Lieut.-Gov., to make, 4171
 - Notice to be in accordance with, 4170
 - Re appointment of investigators, 4171
 - Appointment of visitors, 4171
 - Duties of commission, 4171
 - Local board, 4171
 - Officers, 4171
 - Forms, 4172
 - Inquiries, 4171
 - Investigations, 4171
 - Local board reports, 4171
 - Manner of payment, 4172
 - Meetings of commission, 4171
 - Procedure, 4171
 - Proofs to be furnished, 4172
 - Property qualification, 4172
 - Reciprocal arrangements, 4172
 - Time of payment of allowances, 4172
 - Reports of commission, 4170
 - Regulations re, 4171
 - Secretary, taking affidavits and evidence by 4171
 - Special cases, Lieut.-Gov. to direct payment, 4169
 - Provision for, 4169
 - Recommendation of commission, 4169
 - Unorganized district, evidence, taking by investigator, 4171
 - Visitors, regulations re appointment, 4171
 - Widow to receive allowance, 4168
- MOTION PICTURES; see EGRESS FROM PUBLIC BUILDINGS; MUNICIPAL; THEATRES AND CINEMATOGRAPHS
- MOTOR BUSES; see HIGHWAY TRAFFIC; PUBLIC VEHICLES; RAILWAYS; TEMISKAMING AND NORTHERN ONTARIO RAILWAY

MOTORCYCLES; see HIGHWAY TRAFFIC

MOTOR TRUCKS; see COMMERCIAL VEHICLE; HIGHWAY TRAFFIC; MUNICIPAL

MOTOR VEHICLES; see APPRENTICESHIP; COMMERCIAL VEHICLE; CORONERS; ELECTIONS; HIGHWAY TRAFFIC; MUNICIPAL; PUBLIC VEHICLES; RAILWAY; VEHICLES

MOVING PICTURES; see EGRESS FROM PUBLIC BUILDINGS; MUNICIPAL; THEATRES AND CINEMATOGRAPHS

MUNICIPAL; see also ASSESSMENT; BONUS LIMITATION; COLONIZATION ROADS; COMMUNITY HALLS; CONSTABLES; CORPORATIONS TAX; DEPARTMENT OF MUNICIPAL AFFAIRS; EXECUTION; FACTORY, SHOP AND OFFICE BUILDING; FEDERAL DISTRICT COMMISSION; FIRE DEPARTMENTS; FIREMEN'S EXEMPTION; GOVERNMENT CONTRACTS HOURS AND WAGES; HALIBURTON; HIGHWAY TRAFFIC; INDUSTRIAL SITES; INTERPRETATION; LOCAL IMPROVEMENTS; MECHANICS' LIEN; MINING SCHOOLS; MUNICIPAL AFFAIRS; MUNICIPAL ARBITRATIONS; MUNICIPAL DRAINAGE; MUNICIPAL DRAINAGE AID; MUNICIPAL ELECTRIC RAILWAYS; MUNICIPAL EMPLOYEES PENSION FUND; MUNICIPAL FRANCHISES; MUNICIPAL SUBSIDY; ONTARIO MUNICIPAL BOARD; PLANNING AND DEVELOPMENT; PUBLIC AUTHORITIES PROTECTION; PUBLIC HEALTH; PUBLIC PARKS; PUBLIC UTILITIES; SEED GRAIN SUBSIDY; STATUTE LABOUR; SUBURBAN AREA DEVELOPMENT; TERRITORIAL DIVISION; TOWN SITES; TREE PLANTING; VACANT LAND CULTIVATION; VITAL STATISTICS; VOTERS' LISTS

Abattoirs, inspection of, 3433

Prohibiting and regulating, 3433

Abettors, liable to penalty, 3321

Absence from meetings renders seat vacant, 3324

Accounts, audit before payment, 3354

Consolidated interest account, 3383

Sinking fund account, 3383

How kept, 3383

Of debts, 3383

Re debentures, 3383

Actions, by ratepayers re diversion of sinking fund, 3384

Disqualification of counsel, 3281

Of persons having, 3281

Of solicitor, 3281

Failure to give notice, 3500

Liability under illegal by-laws, 3402

Order, 3402

Resolution, 3402

Limitation re non-repair, 3499

Notice of, re non-repair, 3499

Nuisance on highway, 3500

Power to restrain contravention of by-law, 3522

Right of enforcing agreements, 3401

To quash money by-laws, 3380

When failure of notice no bar, 3500

Administration of justice, contribution by city re expenses, 3410

Contribution by town, re expenses, 3410

Advance poll, by-law for, 3305

Change of polling hours, 3305

Counting votes, 3307

Declaration of voter at, 3306

Deputy returning officer, 3305

For commercial travellers, 3305

Railway employees, 3305

Oath of voter, 3307

Opening ballot box, 3307

Penalty re declaration, 3306

Poll book record, 3306

Proceedings at, 3305

Qualification to vote, 3307

Sealing ballot box, 3307

When held, 3305

Opened, 3305

Who may vote at, 3305

Advertising devices, charge for use, 3514

Devices, liability of corporation re, 3514

Prohibiting defacing, 3433

MUNICIPAL

Advertising, *cont'd*

- Devices, pulling down, 3433
- Projecting over sidewalks, 3514
- Sign painters, licensing, regulating, governing, 3474

Affidavits, application for recount, 3316

- Of relator, 3328
- Penalty, destroying or injuring, 3321

Agents of candidate, administering oath at request, 3309

- Candidates undertaking duties of, 3322
- May attend at recount, 3317

Non-attendance, 3323

Number of, 3312

Oath of secrecy by, 3319

Penalty, violation of secrecy, 3322

Wilful contravention, 3322

Permitted at polling place, 3311

Voting where stationed, certificate, 3303

When not to vote, 3287

To make declaration of qualification, 3290

Who are deemed, 3323

Agreements, action to enforce, 3401

Creation of charge by, 3389

For purchase, possessor under, deemed owner, 3259

Re court houses, 3410

Re gaols, 3410

Re registry office, 3410

Re temporary loans, 3389

Right of municipalities to enforce, 3401

Agricultural exhibitions, acquiring land for, 3415

Agriculture, annual expenditure in county re, 3459

County farms for, 3459

Grants aiding, 3460

Public fairs, 3476

Air harbours, acquisition of land for, 3419

Harbours, establishing, 3419

Granting aid to, 3419

Joint, 3419

Port, establishing and aiding, 3419

Aisles, preventing obstruction of, 3426

Regulating, in public buildings, 3425

Alcoholic habitués, institution for reclaiming, 3413

Who may commit to institution, 3414

Aldermen, administration of oaths by, 3357

By-law re number, 2375

Ex officio justices of the peace, 3402

How by-law passed re, 3276

In Toronto, 3276

Procedure when vacancy, 3326

Remuneration of, 3487, 3488

Repeal of by-law re, 3276

Vacancy, election by council, 3327

How filled, 3326

When by-law passed re, 3276

Takes effect, 3276

Amalgamation of urban municipalities, 3266

Amateur athletic sports, granting aid to, 3414

Animals, by-laws regulating, 3424

Penalty, tying to trees, 3517

Preventing driving on sidewalks, 3444

Running at large, 3431

Prohibiting and regulating keeping of, 3424

On sidewalks, 3445

On streets, 3445

Running at large, 3431

Providing pounds for, 3431

Regulating on bridges, 3415

On highways, 3415

Running at large, 3431

Reward for apprehension of thieves, 3453

Annexation, adjustment of assets and liabilities, 3271

Adjustment of assets and liabilities, re district, 3272

Amalgamation of urban municipalities, 3266

Assumption of local improvement, 3273

Collecting of special rates, 3274

Collection of taxes of district, 3272

District to village, 3262

Indemnification re local improvement, 3273

Land to city, 3262

To town, 3262

To township, 3262

Liability for debts of district, 3272

To creditors on, 3271

Ownership of real estate of district, 3272

Annexation, *cont'd*

- Ownership, of town hall or district, 3272
 - Part of township to city, 3263
 - To town, 3263
 - Power to complete drainage, 3273
 - Local improvement, 3273
 - Territory to municipality in another county, 3265
 - To police village, 3523
 - Town to urban municipality, 3265
 - Village situate in two counties, 3262
 - To urban municipality, 3265
 - What by-laws in force, 3270
- Apartment houses, defined, 3466
- Prohibiting in cities and towns, 3466
 - Regulating in cities and towns, 3466
- Appeal, arbitrators, to Court of Appeal, 3396
- Claims re public works, 3400
 - Decision of police commissioners re license, 3361
 - Order declaring seat vacant, 3332
 - Practice on, 3361
 - Procedure on, 3332
 - Re by-law establishing polling subdivisions, 3294
 - Re county bridge, 3495
 - To Supreme Court Judge, 3332
- Approaches, jurisdiction over bridge, 3492
- When part of bridge, 3496
- Aquatic sports, granting aid to, 3414
- Arbitration, adjustment of assets and liabilities by, 3271
- Adjustment of debts by, 3271
 - Appeal to Court of Appeal, 3396
 - By senior Judge, 3400
 - Compensation for expropriated land, 3392
 - How determined, 3396
 - Court house, matters considered, 3412
 - Defined, 3257
 - Determining compensation, 3393
 - Gaol, matters considered, 3411
 - Hearing, 3396
 - Laying out highway, 3503
 - Offer of excess land considered, 3392
 - Powers of arbitrators, 3503
 - Re closing of road, 3508
 - Re contribution, 3503

- Re court house, 3411
 - Re extension of sewers, 3432
 - Re gaol, 3411
- Arbitrators, appeal to Court of Appeal, 3396
- Appointment of, 3396
 - Board of three, 3396
 - Hearing by, 3396
 - May allow interest, 3398
 - Senior Judge's award, when binding, 3400
 - When senior Judge, 3400
- Areas, highways not included in, 3261
- Land under water not included in, 3261
 - Of town, 3261
 - Of village, 3261
 - Parks not included in, 3261
 - Public squares not included in, 3261
 - Under highways allowing, 3513
 - Charge for use, 3514
 - Liability of corporation re, 3514
- Armouries, acquiring land for, 3439
- Debts payable in 30 years, 3373
 - No assent of electors, 3377
- Art schools, granting aid to, 3453
- Ashes, debts payable in 10 years, 3373
- Establishing removal system, 3454
 - Township removal system, 3471
 - Village removal system, 3474
 - Police villages, penalty re, 3534
 - Prohibiting in house, 3534
 - Regulating removal of, 3442
 - Special rate to churches, 3454
- Assembly, returns of department for, 3349
- Assent of electors, borrowing money without, 3437
- Establishing fund for bonds, 3434
 - Mode of obtaining, 3364
 - None re armouries, 3377
 - None re bridges, 3377
 - Re continuation school purposes, 3378
 - Re county borrowing, 3376
 - Debt, 3377
 - Farms, 3460
 - Re court houses, 3376
 - Re drill shed, 3377
 - Re fire engines, 3378
 - Re gaol, 3376
 - Re gaoler's residence, 3376

MUNICIPAL

Assent of electors, *cont'd*

None re grant to University of Toronto, 3378

Re high school purposes, 3378

Re local improvements, 3376

Re order of Municipal Board, 3377

Of Railway Commissioners, 3377

Re police signal system, 3456

Re public health, 3378

School purposes, 3378

Re registry office, 3376

Re road making machinery, 3378

Powers of county borrowing without, 3378

Re fixed assessment, 3423

Re garbage system, 3454

Re money by-laws, 3376

Required re sewerage system, 3456

Scrutiny of proceedings re, 3369

When deemed given to by-laws, 3369

Not required, 3376, 3377

Assessment Act, referred to, 3285, 3373, 3432

Assessment Commissioner, appointment of, 3351

Commissioner, certificate conclusive, 3363

Declaration of office, 3356

Duties of, 3351, 3352

Not council member, 3280

Commissioners, appointment need not be annual, 3352

Notices to, 3352

Granting fixed, 3422

Roll, certificate of clerk re, 3302

Form of certificate re, 3546

Penalty for not furnishing certificate, 3302

Voters' list for money by-laws, 3367

Rolls, right to inspect, 3348

When fixed, not granted, 3423

Assessors, appointment, 3351

Appointment, need not be annual, 3351

Apportionment of rates by, 3527

By-law for appointment, 3351

Declaration of office, 3356

Duties re police villages, 3527

Jurisdiction of, 3351

Not council members, 3280

Regulations re duties, 3351

Assets and liabilities, adjustment, 3272

And liabilities, adjustment by Municipal Board, 3265

Adjustment on separation, 3270

On separation of farm lands, 3264

Auditors' annual abstract, 3354

Disposition of, on separation, 3270

Publication of financial statement, 3356

When right of adjustment barred, 3272

Athletics, grant to, 3414

Auctioneers, licensing, regulating, governing, 3474

Audit by auditors, 3353

Final, by council, 3354

Auditors, administration of oaths by, 3353

Annual abstract of expenditures, 3353

Of receipts, 3353

Appointment, 3352

Of permanent, 3352

Clerk disqualified, 3352

Declaration of, 3357

Disqualifications for office, 3352

Duties of, 3353

Form of declaration, 3552

Inspection of abstracts of, 3354

Of bank books by, 3354

Of report of, 3354

Of statement of, 3354

Member of council disqualified, 3352

Monthly examination of accounts, 3353

Penalty re, 3354

Report re treasurer's sureties, 3354

Returns to clerk by, 3353

To department by, 3353

Tenure of office of, 3352

Treasurer disqualified, 3352

Automobile Service Stations defined, 3464

Service Stations, licensing, regulating, governing, 3464

Limiting number of, 3465

Locating and erecting, 3465

Maximum fee re, 3464

Non-user for certain purposes, 3464

Penalty re, 3465

Use of, limited, 3465

Avenues, acquiring land for, 3421

- Award, adoption by by-law, 3400
 - Based on transfer of land, 3392
 - Laying out highway, 3504
 - Offer of land considered, 3392
 - Of senior judge, when binding, 3400
- Awnings, controlling location in city, 3452
 - Prohibiting in city areas, 3462
 - Regulating in city, 3462
- Bagatelle tables, licensing and regulating, 3481
 - Tables, limiting licenses re, 3361
 - Limiting numbers of, 3361
 - Police villages, licensing of, 3532
- Bailiffs defined, 3457
 - Guarantee bond by, 3457
 - Licensing, regulating, governing, 3457
 - Maximum license fee, 3458
 - Security by, 3457
- Bakers, licensing, regulating, governing, 3478
 - Maximum license fee, 3479
- Ballot box, delivery by deputy after poll, 3315
 - Box, depositing of ballot in, 3310
 - Deputy not to take home, 3315
 - Duty of clerk after poll, 3315
 - Police villages, clerk's duty, 3526
- Boxes, clerk to furnish, 3298
 - Construction of, 3298
 - Duty of deputy before poll, 3307
 - Offences re, 3320
 - Penalty for failure to furnish, 3298
 - Preservation of, 3298
 - Return of in police villages, 3525
 - When delivered to deputy, 3298
 - Deputy to provide, 3298
- No vote by, in council, 3341
- Paper, account of, 3313
 - By-law re, 3299
 - Cancelled, 3311
 - Certificate of deputy re, 3314
 - Clerk to deliver to deputy, 3299
 - To furnish, 3298
 - Declined, 3310
 - Delivery to deputy, 3309
 - Depositing in ballot box, 3310, 3314
 - Destroying by clerk, 3322
 - Duty of deputy re, 3310
 - Form re by-laws, 3552
 - Re question, 3553
 - Forms of, 3299, 3539, 3540, 3541, 3542
 - For voting on by-laws, 3368
 - Incapacity of voter, 3310
 - Initialing by deputy, 3308
 - Inspection, application for, 3322
 - Under judge's order, 3322
 - Interference with voter's marking, 3319
 - Marking, 3309
 - In compartment, 3309
 - Not shown after marked, 3319
 - Not taken away, 3310
 - Objections decided, 3313
 - Noted, 3313
 - Numbered, 3313
 - Of blind voter, deputy marking, 3311
 - Entry in poll book, 3311
 - Friend marking, 3311
 - Friend's oath, 3311
 - Methods of voting, 3311
 - Procedure, 3310
 - Offences re, 3320
 - One for several by-laws, 3365
 - Penalty for omission to initial, 3321
 - For wilful misconduct, 3321
 - Production by clerk, 3323
 - Statement of deputy re, 3314
 - Tender of vote, 3311
 - Variation of enumerated, 3299
 - What to be rejected, 3312
 - Where election by wards, 3298
 - Voting by, 3304
- Bands of Music, assent of electors required, 3434
 - Of music, establishing funds for, 3434
 - Granting aid to, 3414
 - Regulating and prohibiting playing, 3484
 - Submission of by-law in petition, 3434
- Bankrupt, disqualification as council member, 3282
- Barns, regulating location and use, 3445, 3469
- Bathing houses, establishing and granting aid to, 3414
 - Houses, inspection of public, 3436
 - Prohibiting, in public waters, 3423

MUNICIPAL

Bathing houses, *cont'd*

Regulating in public waters, 3423

Bays, preserving shores of, 3417

Prohibiting injury, 3417

Beaches, conveniences at, 3473

Record of township, 3473

Beacons, erecting and maintaining, 3417

Granting aid for construction, 3417

Beams, regulating size and strength, 3438

Beet sugar factory, power to fix assessment of, 3422

Bells, prohibiting ringing of, 3430

Regulating ringing of, 3430

Benefit funds for firemen and constables, 3456

For officers and employees, 3456

Granting aid to, 3456

Benzine, licensing business, where used, 3479

Prohibiting keeping, 3427

Storage, 3427

Bicycle paths, penalty re misuse, 3514

Paths setting apart, 3514

Prohibiting on sidewalk, 3421

Sale by police commissioners, 3405

Bill distributors, licensing, regulating, governing, 3474

Posters, licensing regulating governing, 3474

Billiard tables, in police villages, licensing of, 3532

Licensing and regulating, 3481

Limiting licenses re, 3361

Number of, 3361

Blacksmith shops, controlling location in city, 3461

Prohibiting in city areas, 3461

Regulating in city, 3461

Blind voter, declaration by, 3311

Deputy may mark, 3311

Form, declaration of friend, 3549

Friend may mark, 3311

Oath of friend, 3311

Procedure re, 3310

Board of assessors, annual appointment unnecessary, 3351

Of Commissioners of Police, constitution

and powers, 3403, 3404, 3405, 3406

Licensing power, 3360, 3361

Board of control, administration of oaths by controller, 3357

Amalgamation of departments, 3344

Appointment of department heads, 3343

Of officers, 3343

Of secretary, 3344

Awarding of contracts, 3342

By-law for, 3341

By-laws, 3346

Cities 45,000 or less, absence of, 3345

Application of certain provisions, 3346

Appropriations, 3346

By-law establishing, 3345

Clerks, 3346

Duties of, 3345

Expenditures, 3346

Powers of, 3345

Preparing estimates, 3345

Qualifications of, 3345

Quorum, 3345

Revenues and expenditures, 3345

Tenure of office, 3345

Travelling expenses, 3345

Vacancies, how filled, 3345

Vacancy in office of mayor, 3345

Dismissal of officers, 3343

Duties, 3342

Assigned by council, 3344

Estimates sent to, 3344

When binding, 3343

Exclusive rights of, 3344

Filling of vacancies, 3342

Formation, in cities 45,000 or less, 3344

Furnishing minutes by, 3344

How composed, 3341

Inspection of municipal works, 3342

Mayor to preside, 3342

Nomination of officers, 3343

Officers not nominated by, 3344

Payment of obligations, 3346

Powers re department heads, 3343

Re tenders, 3343

Preparation of estimates, 3342

Quorum of, 3342

Recording of votes, 3344

- Board of control, cont'd
 - Reference back to, 3344
 - Repeal of by-law for, 3342
 - Reversal by council, 3343
 - Salaries of members, 3342
 - Submission of by-laws, 3344
 - Suspension of officers, 3343
- Board of Education, when member disqualified for council, 3281
- Board of police trustees, additional powers of, 3537
 - Appointment of chairman, 3535
 - Authentication of by-laws of, 3536
 - Incorporation of, 3535
 - Powers to impose penalties, 3537
 - Presiding officers of, 3536
 - Proof of by-laws of, 3536
 - Remedy over against, for damages, 3536
- Board of Railway Commissioners, no assent of electors re order, 3377
- Boarding houses, regulating egress from, 3425
 - Stables, prohibiting in certain cases, 3458
- Boat houses, inspection of public, 3426
- Boilers, regulating construction of, 3442
- Bonus, planting trees on highways, 3516
- Book, soliciting votes, prohibition and penalty, re, 3312
- Booms, powers of county re, 3458
 - Protecting and regulating, 3458
- Bootblacks, regulating, by police commissioners, 3485
- Booths, erecting on highways, 3433
- Borrowing powers, creation of charge re, 3389
 - For current expenditures, 3389
 - General, 3362
 - In police village, 3529
 - Issuing of debentures, 3362
 - Limit upon, how determined, 3389
 - Pending collection of taxes, 3389
 - Temporary advance re works, 3390
- Boulevards, acquiring lands for, 3421
 - By-laws setting apart, 3513
 - Fee for hoardings on city, 3464
 - Regulating of, 3513
 - Setting apart highway for, 3507
- Boundary lines, agreements for maintenance, 3492, 3497
 - By-laws granting aid re, 3512
 - Deviation of, 3498
 - Disputes re deviation of county, 3505
 - Re maintaining township, 3504
 - Re opening township, 3504
- Bowling alleys, regulating and licensing, 3431
 - Regulating and licensing alleys for, 3481
- Boxing, exhibitions of, 3433
 - Matches, prohibiting, 3433
- Breach of trust, investigation of charges, 3359
- Bread tickets, regulating use of, 3442
- Bribery, applying for employment for voting, 3335
 - Applying for pay for voting, 3335
 - Bribing voter, 3334
 - With employment, 3334
 - Defined, 3334, 3335, 3336
 - Forfeiture of seat for, 3332
 - Inducing return of candidate, 3335
 - Money for corrupt practices, 3335
 - Penalty for, 3336
 - Procuring bribery, 3334
 - Re employment, 3334
 - Promises to candidates, 3336
 - Proving by oral evidence, 3331
 - Provisions re applicable, voting on by-laws, 3364
- Receiving bribe, 3335
 - Consideration after election, 3335
 - Re voting, 3335
- Report re, 3332
- Striking off votes, 3331
 - Re by-laws, 3369
- When penalty not recoverable, 3338
- Bricks manufacture, smoke prevention not to apply, 3444
- Bridge company, taking stock in, 3515
 - Defined, 3257
- Bridges, abandonment by county, 3493
 - Action for non-repair, 3499
 - Apportionment of costs, 3501
 - Of damages, 3501
 - Approval of Municipal Board, 3377

MUNICIPAL

Bridges, *cont'd*

- Arbitration when joint jurisdiction, 3504
- Assumption by county, 3493
 - By village, 3492
- Award when joint jurisdiction, 3504
- Building by county, 3497
- By-laws granting aid re, 3512, 3513
- Construction of private, 3513
- Council exercising powers re, 3490
- County, 3496
 - Bridge, defined, 3489
- Determination of disputes, 3502
- Disputes when joint jurisdiction, 3504
- Duplicate plans, 3499
- Erection by local municipalities, 3497
- Failure to keep streams free, 3498
- Joint jurisdiction over, 3491
- Jurisdiction between local municipalities, 3491
 - In another municipality, 3491
 - Of council over, 3490
 - Of county, 3491
 - On county boundaries, 3491
 - Over approaches, 3492
 - Re municipal boundaries, 3491
- Liability for repair, 3499
- Limitation of action, 3499
- Maintenance by county, 3497
 - In provisional judicial district, 3497
- Mandamus, 3503
- Members of council not liable, 3501
- No assent of electors, 3377
- Of police villages, regulating driving on, 3532
 - Regulating riding on, 3532
- Over 300 feet in county, 3494
 - In town, 3494
 - In township, 3494
- Procedure re county, 3495
- Proclamation giving municipality jurisdiction, 3492
- Prohibiting racing on, 3415
 - Refuse on, 3518
 - Regulating obstructions, 3518
- Reflooring, approval re debentures, 3501
 - When debentures issued, 3501
- Regulating driving on, 3415

- Riding on, 3415
- Relief from rebuilding, 3500
- Remedy over, for damages, 3502
- Specification for certain, 3499
- Taking stock in bridge company, 3515
- Brush, keeping creek free from, 3498
 - Keeping stream free from, 3498
 - Notice to remove, 3498
- Building by-law, deviation, in cities over 50,000, 3466
- Line, fixing in residential street, 3456, 3474
 - Fixing in village, 3474
 - In towns, villages and townships, 3467
- Restrictions dwelling houses in city, 3512
 - Dwelling houses in urban municipality, 3511
 - In towns, villages and townships, 3468
- Building Trades Protection Act*, referred to 3430
- Buildings, action to restrain erection, 3522
 - Compelling use of fire escapes, 3428
 - Compensation, erected after by-law, 3397
 - Improvements after by-law, 3397
 - Deviating from by-laws, 3466
 - Encroachment on city highway, 3463
 - Erection for exhibition, 3415
 - Fee for approval of plans, 3438
 - For inspection, 3438
 - Fixing of compensation for, 3396
 - For storage, controlling location in city, 3462
 - Prohibiting in city areas, 3462
 - Regulating in city, 3462
 - Guarding against fire, 3442
 - Inspection of, 3442
 - Keeping records of, 3444
 - Preventing obstruction of aisles, 3426
 - Prohibiting erection of wooden, 3440
 - Roofing unless incombustible, 3441
 - Use of fire in, 3441
 - Pulling down, illegally erected, 3441
 - To prevent fire, 3442
 - Where in ruinous state, 3441
 - Record of township, 3473
 - Regulating egress from, 3425
 - Erection, 3440

Buildings, *cont'd*

- Regulating foundation, 3438
 - Walls, 3438
 - Heating plants, 3437
 - In restricted district, 3435
 - Zone, 3435
 - Joists, 3438
 - Rafters, 3438
 - Removal, 3438
 - Repairs, 3441
 - Roofs, 3438
 - Spraying, 3438
 - Use of, 3438
 - Walls, 3438
 - Within restricted district, 3468
 - Zone, 3468
 - Wrecking, 3438
- Requiring plans, 3438
 - Plans, of certain, 3425
 - Structural changes, 3438
- Storing builders' plant, controlling location in city, 3461
 - Prohibiting in city areas, 3461
 - Regulating in cities, 3461
- Bulletin board painters, licensing, regulating, governing, 3474
- Business assessment, rateable property, 3373
 - Damages re deferred works, 3396
 - On highway, market fees not applicable, 3451
 - Tax, non-payment disqualifies council members, 3282
- Businesses in towns, villages, and townships, 3467
- Busses, agreement for operation in township, 3469
 - Increase or decrease of fares, 3469
 - Licensing by police commissioners, 3435
 - Drivers in townships, 3468
- Butcher shops, controlling location in city, 3461
 - Prohibiting in city areas, 3461
 - Regulating in city, 3461
- Butchers, licensing, regulating, governing, 3478
 - Maximum license fee, 3479
 - Prohibiting purchase of farm produce by, 3447
- By-laws, abandonment, approval of Municipal Board, 3494
 - Abandonment, duty of clerk, 3494
 - Jurisdiction after, 3494
 - Of roads by county, 3494
- Acquiring construction materials, 3515
 - Gravel pits, 3514
 - Land, 3391
- Action re illegal, 3402
- Adopting award, 3400
- Allowing areas under highways, 3513
 - Construction of private bridge, 3513
 - Openings under highways, 3513
- Application to quash, 3371
- Appointing auditor, 3352
 - Assessors, 3351
 - Collectors, 3351
- As evidence, 3362
- Assent of electors required, 3277
 - To annexation by, 3265
- Assumption of bridge by village, 3492
- Authentication in police village, 3533
- By all municipalities, 3414
- By local municipalities, 3422
- By police commissioners, 3485
- Certificate of clerk re application to pass, 3363
- Certified copy as evidence, 3363
- Changing composition of council in unorganized territory, 3276
 - Composition of town council, 3277
 - Hours of advance poll, 3305
- Cities, 3461
 - And certain local municipalities, 3457
 - And towns, 3454
 - Of 5,000, 3465
 - Less than 100,000, 3474
 - Of 100,000, 3486
 - Over, 50,000, 3466
 - City of 50,000 or more, 3512
 - Closing highway, 3508
 - When void, 3508
 - Copy of police commissioner's, re evidence, 3405
 - Counties, 3458, 3460

MUNICIPAL

By-laws, *cont'd*

- Counties and cities, 3453
 - Cities, separated towns, 3454
 - Separated towns, towns in unorganized territory, 3476
 - Towns, 3452
 - Townships bordering city of not less than 100,000, 3479
 - In unorganized territory, 3474, 3475
 - Towns, cities less than 100,000, 3474
 - Townships bordering on city not less than 100,000, 3475
 - Villages, townships, cities less than 100,000, 3479
- County assuming bridge, 3493
 - Highway, 3493
- Declaration of result of vote on, 3369
- Deferred works on highways, 3393
- Defined, 3363, 3371
- Description of land in, 3391
- Determining polling places, 3293
 - Subdivisions, 3293
- Direction to voters re, 3553
- Election by general vote, 3275
- Enforcing requirements, 3522
- Erecting parking meters, 3519
- Establishing polling subdivisions, 3294
- Expropriating land, 3391
 - Repeal before award, 3401
 - When deemed repealed, 3400
- Extension of time for passing, 3370
- Fences on highways, 3518
- First meeting of council, 3338
 - Of local council, 3338
- Fixing nominations, 3291
 - Time for nomination meetings, 3288
- For advance poll, 3305
- For Board of Control, 3341
- For erection of police village, 3523
- For new incorporation, 3269
- Form of ballot papers re, 3552
 - Of direction to voters re, 3553
 - Of notice of registration, 3554
 - Re promulgation, 3554
- Forms of, 3537
- General powers of councils re, 3414
 - To pass, 3360
- Granting aid re highways, 3512, 3513
- Health, safety, morality, welfare, 3360
- How authenticated, 3362
 - Passed re aldermen, 3276
- Include order or resolution, 3371
- In force on annexation, 3270
- Joint works, 3516
- Judicial inquiry, 3372
- Limitation re moving against, 3371
- Money, 3366
 - Assent of electors re, 3376
 - Periods for repayment, 3374
 - Recitals in, 3373
- Notice of promulgation, 3554
 - Of registration, 3554
- Not quashed for unreasonableness, 3360
- Number of alderman by, 3275
- Obstruction of ditches or culverts, 3518
 - Of highways, 3518
- Of urban municipalities, 3435, 3436
- Omission to affix seal, 3363
- Passing, when assented to, 3370
- Penalties re, 3521
- Petition re advance poll, 3305
- Police commissioners of cities, 3475, 3485
 - Commissioners of cities of 100,000, 3474, 3476, 3479, 3480, 3481, 3486
- Villages, authentication of, 3533
 - Certified copies, 3533
 - Levying special rates, 3531
 - Service of copies, 3531
- Power to enter land after expropriation, 3392
 - To restrain contravention, 3522
- Powers of constables enforcing, 3426
 - Of council exercised by, 3359
 - Of Municipal Board, 3370
 - Of township in unorganized territory, 3473
 - Of trustees in police village, 3525
- Procedure re county, 3369
 - To quash, 3371
- Promulgation of, 3370
- Proof of, on conviction, 3522
- Provisions of, re assent to annexation, 3265
- Public utility, submitting re, 3364

By-laws, cont'd

- Quashing of, 3372
 - Money, 3380
- Re ballot papers, 3299
- Re bridge company stock, 3515
- Re deferred works on highway, 3393
- Re highways, 3506, 3507
 - Notice, 3509
 - Publication, 3509
 - Terms of, 3510
- Re poll, 3304
- Re projecting advertising devices, 3514
 - Signs, 3514
- Re public utility, 3364
- Re road machinery, 3515
- Re temporary loans, 3389
- Re vacancies in council, 3327
- Registration of, repealing, 3401
- Regulating boulevards, 3513
 - Dangerous places, 3514
- Removal of obstructions and projections, 3518
- Repeal, county assuming bridge, 3493
 - County assuming highway, 3493
 - Re alderman, 3276
 - Re deferred highway, 3394
 - Re election by general vote, 3276
 - Submission to electors, 3278
 - Town council, 3277
- Repealing by new corporation, 3270
- Rubbish on highways, 3518
- Scrutiny of votes re, 3369
- Selling original road allowance, 3519
 - Timber on highway, 3514
- Separate for taking vote, 3364
- Separated towns in unorganized territory, 3474
- Setting apart bicycle path, 3514
 - Boulevards, 3513
 - Footpath, 3514
- Sinking fund to Provincial Treasurer, 3385
- Special powers in police village, 3532
- Submission by board of control, 3344
 - Of money, in police village, 3529
 - On petition of electors, 3276
- Time for passing, 3370

- Towns and cities less than 100,000, 3480
 - In unorganized territory, 3474, 3475
- Townships, villages, cities less than 100,000, 3481
- Villages, police commissioners in cities, 3484
 - Townships, 3453
 - Bordering on cities not less than 100,000, 3480
- Townships, 3470
 - Abutting on urban municipalities, 3435
 - Adjoining city, 3446
 - And unorganized territory, 3460
 - And villages bordering cities 100,000, 3486
 - Counties, towns, villages and cities of less than 100,000, 3476
 - For prizes, 3518
- Traffic signs on highways, 3518
- Trees on highways, 3516
- Undertaking work as local improvement, 3395
- United counties, 3517
- Uniting polling subdivisions, 3295
- Urban municipalities, 3446
- Villages, 3474
- Voting on, 3365
- Want of proof, 3522
- What in force in new municipality, 3269
- When deemed assented to, 3369
 - Passed re aldermen, 3276
 - To take effect, 3276
- Cab drivers. licensing by police commissioner, 3485
- Drivers, licensing, regulation, governing, 3458
- Stands, authorizing and assigning, 3438
 - Erecting on highways, 3438
- Calves, seizure, unslaughtered, in cities over 50,000, 3467
- Canadian Deep Waterways Association, corporation becoming member, 3421
- Wheelman's Association, erection of danger signals, 3506
- Erection of guide posts, 3506
 - Of mile posts, 3506

MUNICIPAL

- Candidate, administering oath at request, 3309
 - Agents rewarded, not to vote, 3287
 - When not to vote, 3287
 - Certificate re taxes, 3289
 - Election by acclamation, 3290
 - Filing declaration of qualification, 3289
 - Forfeiture of seat, bribery, 3332
 - Of seat, corrupt practice, 3332
 - Form of declaration of qualification, 3538
 - New election on death, 3291
 - Notice of vacancy of office, 3326
 - Procedure when only one nominated, 3289
 - Resignation of, 3289
 - Service of vacancy notice, 3326
- Candidates, clerk casting up votes of, 3315
- Declaration of clerk re election, 3316
- Disqualification, 3280
- Entitled to certificate of poll, 3314
- May attend at recount, 3317
- Notice of recount, 3317
- Number of agents of, 3312
- Penalty, conveying voters to poll, 3336
 - Furnishing conveyance, 3336
 - Hiring conveyance, 3336
 - Paying travelling expenses, 3336
- Permitted at polling places, 3311
- Personal expenses deemed lawful, 3336
- Posting up names of, 3289
- Qualification of, 3279
- Undertaking agents' duties, 3322
 - When not to be present, 3322
- Candy, prohibiting sale on highway, 3478
- Cards, soliciting votes, prohibition and penalty re, 3312
- Carousals, regulating and licensing, 3482
- Carriage ways, setting apart highway for, 3507
- Carriages, prohibiting on sidewalks, 3421
- Cars, prohibiting children riding, 3439
 - Prohibiting children riding on platforms, 3468
- Carters, licensing by police commissioners, 3435
 - Licensing in townships, 3468
 - Regulating, governing, 3458
- Casting vote, clerk to have when tie, 3316
 - None on by-laws, 3368
- Cattle, holding public fairs re, 3476
 - Police villages, prohibiting, on sidewalks, 3532
- Prohibiting driving on sidewalks, 3444, 3469
 - On street, 3445
- Regulating on bridges, 3415
 - On highways, 3415
- Seizure of unslaughtered, in cities over 50,000, 3467
- Subways for, 3507
- Cellars, regulating construction and drainage of, 3424
 - Requiring ground or block plan, 3439
 - Owners to furnish levels, 3439
- Census, by-law for taking, 3414
 - Population determining composition of council, 3278
 - Taking of, on erection into village, 3261
- Certificate, allowing vote where stationed, 3303
 - Form, re assessment roll, 3546
 - To enter name on Voters' List, 3546
 - Inability to read, form of, 3549
 - Of clerk, application to pass by-law, 3363
 - Re number municipal electors, 3279
 - Of dismissal of application, 3381
 - Of election, filing with county clerk, 3339
 - Of deputy reeve, 3550
 - Of reeve, 3550
 - Of Judge to witnesses, 3337
 - Of Registrar General, re death, 3367
 - Of taxes, filed by candidate, 3290
 - Ownership of debentures, 3388
 - Penalty, destroying or injuring, 3321
 - Re assessment roll, fee, 3302
 - Re money by-laws, of dismissal of action, 3381
 - Re payment of taxes, 3286
 - Voting on, 3303
- Cesspools, expense of cleaning, 3424
 - Regulating construction and drainage of, 3424
 - Requiring closing and filling up, 3434

- Charcoal furnaces, police villages, penalty re, 3534
 - Police villages regulating, 3534
- Charitable institutions, granting aid to, 3414
- Chief constable, appointment of, 3405
 - Duties of, 3407
 - Not council member, 3280
 - Powers of, 3406
- Children, by-laws prohibiting riding cars and vehicles, 3439
 - Granting aid to firemen's, 3440
 - Grants to police officers', 3406
 - Prohibiting riding cars or vehicles, 3439
 - Cars or vehicles in towns, villages, townships, 3468
 - On platform, 3467, 3468
 - Regulating when bootblacks, 3485
 - When messengers, 3485
 - Superannuation and maintenance of firemen's, constables', 3456
 - Of officers', employees', 3456
- Chimney, preventing smoke, 3444
 - Regulating cleaning, 3442
 - Construction, 3442
 - Police villages, construction of, 3534
 - Penalty re, 3534
- Christmas, provision when nomination falls on, 3288
- Churches, regulating egress from, 3425
 - Special rate re ashes, 3454
 - Re garbage, 3454
 - Re refuse, 3454
- Cigarettes, licensing, regulating sale, 3481
- Cigars, licensing, regulating sale, 3481
- Circular soliciting votes, prohibition and penalty re, 3312
- Circuses, prohibiting, regulating, licensing, 3482
- City, adjustment of assets and liabilities on annexation, 3271
 - Annexation of land to, 3262
 - Of part of township, 3263
 - Appointment of deputy returning officers, 3292
 - Of poll clerk, 3292
 - Of returning officers, 3292
- By-law fixing nomination meetings, 3288
- By-laws in force on annexation, 3270
 - Of old corporation in force, 3269
- Clerk, recommendation re appointment of election officers, 3292
- Council, aldermen, 3275
 - Appointment of department heads, 3343
 - Board of Control, 3275
 - By-law for election by general vote, 3275
 - How composed, 3275
 - May elect alderman, 3326
 - Mayor, 3326
 - Mayor, 3275
 - Head of, 3346
 - Powers re department heads, 3343
 - Reversal of Board of Control, 3343
- Councils to exercise power of, 3259
- Court house, care of, 3410
- Defined, 3257
- Division of, into wards, 3263
- Erection of new, 3265
 - Of town into, 3263
- Forms of ballot papers, 3539, 3540
- Gaol, care of, 3410
- Inhabitants body corporate, 3259
- Jurisdiction of old council pending new, 3274
- Land rating in, 3285
- Liability for debts on annexation, 3271
- Name of municipal corporations, 3259
- New division of wards, 3275
- Nomination meeting in, 3287
- Return of ballot boxes, 3315
- Vacancy, re aldermen, 3326
 - Re mayor, 3326
 - When incorporation to take effect, 3269
- Claims, disqualification of counsel, 3281
 - Of persons having, 3281
 - Of solicitor, 3281
- Failure of notice, no bar, 3500
- Clerk, administration of oaths by, 3357
- Appointment, 3348
 - Of deputy, 3348
- Assigned duties of, 3348
- Attestation of supplementary list, 3301
- Casting up vote by, 3315

MUNICIPAL

Clerk, *cont'd*

Casting vote of, 3316
 Certificate allowing vote where stationed, 3303
 Conclusive, 3363
 Re number of electors, 3279
 Of municipal electors, 3279
 Certification of voters' list re money by-laws, 3367
 Declaration of election results, 3316
 Of office, 3356
 Of result of recount, 3318
 Declaring result re by-laws, 3368
 Delivery of ballot box to, 3314
 Of ballot papers to deputy, 3299
 Of certificate of assessment roll, 3302
 Of defaulter's list, 3302
 Of poll book, 3302
 Of voters' list, 3302
 Destroying of ballot papers, 3322
 Directions to voters, printing of, 3300
 Disclaimer delivered to, 3333
 Disqualified as auditor, 3352
 Documents certified as evidence, 3349
 Duties, 3348
 Re ballot boxes, 3315
 Re polling subdivision, 3293
 Re supplementary list, 3301
 Fees, copies of awards, 3358
 Copies of documents, 3358
 Filing account, 3348
 Form of deputy reeve election certificate, 3550
 Of reeve election certificate, 3550
 Furnishing ballot boxes, 3298
 Ballot papers, 3298
 Keeping books, 3348
 Minutes, 3348
 Original by-laws, 3348
 May attend at recount, 3317
 No casting vote on by-laws, 3368
 No vote except casting, 3287
 Not council member, 3280
 Notice of recount, 3317
 Order for new election, 3331
 Payment of expenses, 3323
 Penalty for failure, 3279

For failure re certificate, 3279
 For non-registration of money by-laws, 3380
 Re ballot boxes, 3298
 Preparation of voters' list, 3302
 Preservation of ballot boxes, 3298
 Production of ballot papers, 3323
 Of election documents, 3323
 Publishing auditors' abstract, 3354
 Auditors' reports, 3354
 Statement, 3354
 Recording of proceedings, 3348
 Of votes, 3348
 Remuneration re ditches and watercourses 3358
 Requiring attendance, 3330
 Returning officer for whole municipality, 3293
 Returns of auditors to, 3353
 Penalty re, 3349
 To department, 3349
 Right to casting vote, 3287
 Warrant for new election, 3325
 When ballot boxes delivered, 3298
 To perform deputy's duties, 3302
 To select polling places, 3296
 Who acts in absence, 3349
 With election documents, 3330
 Clerk of police office, 3403
 Clerk of the Peace, by-law establishing polling subdivision, 3294
 Not council member, 3280
 Preparation of voters' list, 3302
 Of Works, declaration of office, 3356
 Closet accommodation for workmen, 3423
 Closets, constructing and maintaining, 3455
 Establishing in township, 3473
 Requiring closing and filling up, 3434
 Closing road, arbitration re, 3508
 By-law for, 3508
 Compensation re, 3508
 Right of egress saved, 3508
 Of ingress saved, 3508
 Club houses for soldiers, agreements between municipalities, 3420
 Establishing and granting aid to, 3419
 Exemption from taxation, 3420

- Clubs, licensing, billiard tables in, 3481
- Coal dealers, defined, 3486
 - Dealers, fixing time for delivery, 3423
 - Licensing, regulating, governing, 3486
 - Maximum fee for weighing, 3448
 - Oil, licensing, regulating, governing, 3477
 - Penalty re weight, 3448
 - Regulating location of buildings, 3463
 - Requirement re weigh ticket, 3448
 - Vendor bound by weight, 3448
 - Weighing, 3447
 - On municipal machine, 3448
- Coasting, prohibiting on highways, 3434
 - Regulating on highways, 3434
- Coke, by-laws re storage of, 3449
 - Dealers, defined, 3486
 - Licensing, regulating, governing, 3486
 - Maximum fee for weighing, 3448
 - Regulating location of buildings, 3463
 - Requirement re weigh ticket, 3448
 - Vendor bound by weight, 3448
 - Weighing, 3447
 - On municipal machine, 3448
- Cold storage, establishment by city, 3362
 - Power to fix assessment of, 3422
- Collector, certificate re taxes, 3286
 - Duties re police village, 3528
 - Furnishing of security by, 3355
 - Nature of security, 3355
 - Of taxes, not council member, 3280
- Collectors, appointment, 3351
 - Appointment need not be annual, 3351
 - By-law for appointment, 3351
 - Declaration of office, 3356
 - Jurisdiction of, 3351
 - Regulations re duties, 3351
- Colleges, endowing fellowships, 3452, 3453
 - Granting aid to, 3452
 - Regulating egress from, 3425
 - Supporting pupils at, 3453
- Collegiate Institute, granting aid to, 3453
 - Supporting pupils attending, 3453
- Combustible material, by-laws re, 3426
- Commercial travellers, defined, 3304
 - Voting at advance poll, 3305
- Commission, judicial inquiry, municipal business, 3359
 - Of inquiry, expenses of, 3386
 - When to issue, 3386
- Commissioner of Industries, appointing and duties of, 3461
 - Declaration of office, 3356
- Commissioners, appointment by county, 3505
 - County, duties of, 3505
 - Disputes re township boundaries, 3505
 - Enforcing order of county council, 3505
 - Not council members, 3280
 - Of Police, see POLICE COMMISSIONERS
 - Payment of county, 3505
- Committees, payment of chairman in cities over 200,000, 3488
 - Voting in county matters, 3341
- Communicable diseases, contagious and infectious, 3424
- Companies, nominee voting on money by-laws, 3366
- Compartment, deputy to furnish, 3300
 - Elector to mark ballot in, 3309
 - Only one voter allowed in, 3310
 - Polling places furnished with, 3300
- Compensation, appeal to Court of Appeal, 3396
 - Arbitrators to determine, 3393
 - Beyond advantage, 3393
 - Buildings erected after by-law, 3397
 - Case of mental incompetent, 3397, 3398
 - Claims against monies in Court, 3398
 - When made, 3397
- Court house, matters considered, 3412
 - Reconsideration, 3412
- Court payment instead of land, 3398
- Deferred, by three arbitrators, 3396
 - How determined, 3395
 - Limitations re, 3395
 - When payable, 3395
 - Widening, 3395
- Determination by surveyor, 3510
 - Costs of, 3399
 - Re money in Court, 3399
- Determining by arbitration, 3400
- Fencing cost included, 3393
- Fixing, land from buildings, 3396
- Re buildings, 3396
 - For furnishing defaulters' list, 3301
 - For severance, 3393

MUNICIPAL

Compensation, *cont'd*

- For use of court houses, 3411
- Of gaol, 3411
- Gaol, matters considered, 3412
 - Reconsideration, 3412
- How determined on arbitration, 3396
- Improvements after by-law, 3397
- Interest on, 3398
- Notice of payment into Court, 3398
- Payment into Court, 3398, 3399
 - Vesting order, 3399
- Public works, appeal, 3400
 - Claims barred, 3400
 - Infants, 3400
 - Land for, 3399
- Re closing of road, 3508
- Refund of interest, 3399
- Special cases, 3397
- Temporary advances for, 3397
- Use of excess land for, 3391
- When owner unknown, 3398
 - Right barred, 3510
- Concessions, side lines in double front, 3509
- Conduits, agreements re use of, 3431
 - Authorizing transmitting electricity, 3430
 - Erecting on county roads, 3458
 - Laying, transmitting steam, 3433
- Consolidated interest account re debts, 3383
- Sinking fund account re debts, 3383
- Consolidated Municipal Act, 1903*, referred to, 3537
- Constable, declaration of, 3357
 - Permitted at polling place, 3311
- Constables Act*, referred to, 3405
- Constables, appointment, 3406
 - Appointment, in police villages, 3532
 - Of chief, 3405
 - Of special, 3297
- Attendance at polling places in schools, 3295
- Charge of lock-up house, 3413
- Declaration of qualification, 3357
- Duties of, 3407
- Form of declaration of, 3551
- Granting aid, superannuation fund, 3456
- High in county, 3407
- Oath of secrecy by, 3319

- Penalty for refusal to serve, 3297
 - For violation of secrecy, 3322
 - For wilful contravention, 3322
- Powers, 3406
 - Of chief, 3406
 - Of enforcing by-laws, 3426
 - Re public buildings, 3426
- Remuneration, 3407
 - In police villages, 3532
- Salaried, application of fees, 3407
- Salary re lock-up house, 3413
- Superannuation of, 3456
- Suspension of, 3407
 - Voting where stationed, certificate, 3303
- Construction of buildings, by-laws regulating, 3425
- Contagious diseases, placarding houses, 3424
 - Preventing spread of, 3424
- Continuation Schools Act*, referred to, 3378
- Continuation Schools, debts payable in thirty years, 3373
 - No assent of electors, 3378
- Contracts, action to enforce, 3401
 - Awarding by board of control, 3342
 - Defined, 3281
 - Disqualification of persons interested in, 3281
 - Liability of contractors for non-repair, 3501
 - Members', with corporation void, 3283
 - Powers of trustees in police village, 3525
 - Right of municipalities to enforce, 3401
 - Supply of heat in police village, 3529
- Contribution among corporations re costs, 3501
 - Among corporations re damages, 3501
 - Arbitration re, 3503
- Controller, *ex officio* Justice of the Peace, 3402
- Controllers, duties and powers, 3341, 3346
- Conveyance defined, 3337
- Conveyances, penalty re for voters, 3336
- Corporations, council to exercise power of, 3259
 - Inhabitants of municipalities are, 3259
 - Names of municipal, 3259
- Corrupt practice, certificate of Judge to witnesses, 3337

Corrupt practice, *cont'd*

- Defined, 3334, 3335, 3336
 - Forfeiture of seat for, 3332
 - Furnishing conveyance to carry voter, 3336
 - Hiring conveyance to carry voter, 3336
 - Judicial inquiry re, 3372
 - Paying travelling expenses, 3336
 - Penalty for, 3336
 - Posting up provisions re, 3337
 - Proving, by oral evidence, 3331
 - Provisions re applicable to voting on by-laws, 3364
 - Quashing by-laws for, 3371
 - Report re, 3332
 - Striking off votes, 3331
 - Re by-laws, 3369
 - Undue influence, penalty, 3337
 - When penalty not recoverable, 3338
 - Witnesses not privileged re, 3337

Costs, apportionment of, 3501

- Contribution re, 3501
- Discretion of judge of recount, 3318
- Recount, payable from security, 3318
- Recovery when salaried solicitor, 3358
- Scale of on recount, 3318

Council, acting head, 3347

- Adjournment of, 3341
- Advised of disclaimer, 3333
- Appointment of assessment commission, 3351
 - Of assessors, 3351
 - Of auditor, 3352
 - Of clerk, 3348
 - Of collectors, 3351
 - Of constables in towns and villages, 3406
 - Of deputy clerk, 3348
 - Treasurer, 3349
 - Of treasurer, 3349
- By-law for temporary loans, 3389
 - Re meetings, 3338
- By-laws acquiring land, 3391
 - Expropriating land, 3391
 - Re health, safety, morality, welfare, 3360
- Census determining composition, 3278
- Certificate of clerk re electors, 3279

City, how composed, 3275

- Committees of county, voting, 3341
- Continuing body, 3360
- County, how composed, 3275
- Declaration of vacancies, 3324
- Discretion granting licenses, 3361
 - Re by-laws, 3370
 - Refusing licenses, 3361
- Disqualification re, 3280
- Duties of clerk, 3348
 - Of head, 3347
 - Re surety bonds, 3355
- Duty of passing by-laws assented to, 3370
- Enforcing payment of fees, 3360
- Engaging counsel for judicial inquiry, 3359
- Equality of votes, negative question, 3341
- Exceptions from disqualifications, 3282
- Exclusion for improper conduct, 3340
- Exemption from service in, 3283
- Exercise of powers of corporations, 3259
- Final audit by, 3354
- Fixing license fees by, 3360
 - Salaries of officers, 3357
- General powers re by-laws, 3414
- Grants to children of police officers, 3406
 - To widows of police officers, 3406
- Head of, to preside, 3340
 - Who is, 3346
- Indemnification of police officers, 3406
- Jurisdiction of, 3359
- Levying annual rates, 3381
- Limitation re certain acts, 3360
- Majority to hold meetings, 3326
- Meetings, 3338
- Member not to vote for self, 3341
- Members' contracts with corporation void, 3283
- Minutes and records of, 3348
- New election re, 3290
- No vote by ballot, 3341
- Ordinary meetings are open, 3340
- Payment re judicial inquiry, 3359
- Persons exempted enumerated, 3284
- Powers exercised by by-laws, 3359
- Procedure for new election, 3325
 - When less than half elected, 3290
- Proceedings to declare seat vacant, 3328

MUNICIPAL

Council, *cont'd*

- Qualification of members, 3279
- Quorum, 3340
- Refunding fee in revoking licenses, 3361
- Regulations re health, safety, morality, welfare, 3360
- Remuneration of head, 3347
- Resignation with consent, 3324
- Sale of land by, 3392
- Special meetings of, 3340
- Term of office, new election, 3325
- Time for holding new election, 3325
- Town, how composed, 3277
 - In unorganized territory, 3276
- Township, how composed, 3278
 - In unorganized territory, 3278
- Vacancies, what to cause, 3324
- Village, how composed, 3278
- Voting open, 3341
 - Recorded, 3341
- When deemed organized, 3338
- Councils, jurisdiction over bridges, 3491
 - Jurisdiction over highways, 3491
- Counsel, disqualification of as council member, 3281
- County, annexation of village situate in two, 3262
- Bridge, abandonment, 3493
 - Agreement re maintenance, 3496
 - Appeal to Court of Appeal, 3495
 - Approaches when part of, 3496
 - Assumption of, 3493
 - Defined, 3489
 - Hearing of application re, 3494
 - Judge determines whether 300 feet. 3496
 - Notice of application re, 3494
 - Order of County Court Judge, 3494
 - Of judge embodying agreement, 3496
 - Over 300 feet in town, 3494
 - In township, 3494
 - Payment to county re, 3495
 - Powers of Judge, 3495
 - Registration of order, 3495, 3496
 - Replacing of, 3496
 - When bridge may be, 3493
 - New application, 3495
- Bridges, duplicate plans, 3499
- Liability for repair, 3499
- Specifications for certain, 3499
 - Re maintenance, 3497
- Certificate of clerk re electors, 3279
- Clerk presides during warden's election, 3339
- Council, additional vote of deputy reeve, 3275
 - Additional vote of reeve, 3275
 - Adjournment of, 3341
 - Appointment of commissioners, 3505
 - By-law re first meeting, 3338
 - Procedure submission of, 3369
 - Certificate of election, 3339
 - Committees of county, voting, 3341
 - County clerk to preside, 3339
 - Date of first meeting, 3339
 - Election of warden, 3339
 - Equality of votes, election of warden, 3339
 - Negative question, 3341
 - Filling vacancy re warden, 3325
 - Guaranteeing debentures, no assent of electors, 3377
 - How composed, 3275
 - Limitations re by-laws, 3508
 - Meetings where held, 3339
 - Member not to vote for self, 3341
 - No vote by ballot, 3341
 - Procedure re election of warden, 3339
 - Resignation of warden, 3324
 - Settlement of disputes re township boundaries, 3504
 - Special powers re hospitals, 3378
 - To borrow, 3378
 - Subsequent meetings, 3339
 - Voting open, 3341
 - Recorded, 3341
 - Warden is head of, 3346
- Councils, how composed, 3275
 - To exercise power of, 3259
- Court clerk, not to be council member, 3281
- House, acquiring land for, 3408
 - Care of, 3409
 - Erection of, 3408
 - Providing court accommodation, 3409
 - Settlement by city re, 3412

County Court, *cont'd*

- House, settlement by town re, 3412
 - Use of, 3409
- Judge, appeal lies from order, 3332
 - Appeal re by-law re polling subdivision, 3294
 - Re county bridge, 3495
 - To Supreme Court Judge, 3332
 - Application for scrutiny, 3369
 - Decision on scrutiny final, 3370
 - Determines if bridge 300 feet, 3496
 - Order embodying maintenance agreement, 3496
 - Police commissioner, 3403
 - Powers on scrutiny, 3370
 - Re county bridge, 3494
 - Registration of order, 3496
- Debt, no assent of electors, 3377
- Defined, 3257
- Farms, agreement with Minister of Agriculture, 3460
 - Assent of electors unnecessary, 3460
 - Establishing, 3459
- Gaol, acquiring land for, 3408
 - Appointment of gaoler, 3409
 - Care of, 3409
 - Dismissal of gaoler, 3409
 - Erection, 3408
 - Maintenance, 3408
 - Payment re lock-up house, 3413
 - Salary of gaoler, 3409
 - Settlement by city re, 3412
 - By town re, 3412
 - Sufficiency of, 3408
 - Use, 3409
 - As lock-up house, 3413
- Highway, abandonment, 3493
 - Assumption of, 3493
 - Specifications re maintenance, 3497
 - When road may be, 3493
- Inhabitants body corporate, 3259
- Location of public offices, 3339
- Name of municipal corporation, 3259
- Number of electors, 3278
- Power re publicity purposes, 3459
 - To borrow without electors' assent, 3378
- Procedure re submission of by-law, 3369
- Roads, regulating of traffic on, 3459
- Towns continued, 3408
- County Courts Act*, referred to, 3403
- County Judges Act*, referred to, 3411
- County Publicity Act*, referred to, 3459, 3489
- Court house, agreements re, 3410
 - House, arbitration re, 3411
 - City, care of, 3410
 - Compensation for use, 3411
 - Insurable, interest in, 3411
 - Liability for erection, 3410
 - For maintenance, 3410
 - How determined, 3410
 - Purchase of land for, 3410
 - Settlement by city re, 3412
 - By town re, 3412
 - Site determined by arbitrator, 3411
- Houses and gaols, no allowance for interest in, 3272
- County, 3408
 - Acquiring land for, 3408
 - Care of, 3409
 - Erection of, 3408
 - Providing court accommodation, 3409
 - Use of, 3409
 - No assent of electors, 3376
- Of Appeal, appeal from arbitrators to, 3396
 - Appeal re county bridge, 3495
 - Claims re public works, 3400
 - Payment into re expropriated land, 3392
- Cows, prohibiting and regulating keeping of, 3434
- Crafts, imposing harbour dues, 3417
 - Regulation of, 3417
- Cranes, erecting and renting, 3417
 - Regulating construction, 3439
 - Inspection, 3439
- Creditors, liability to, on annexation, 3271
 - Liability to on separation, 3270
- Creeks, prohibiting obstruction in township, 3472
- Crimes, offering reward for discovery, 3414
 - Render seat vacant, 3324
- Crown Attorney not council member, 3280
- Prosecution by, violation of secrecy, 3319
- Report to, violation of secrecy, 3319

MUNICIPAL

- Crown Timber Act*, referred to, 3514
- Current borrowings, basis of, 3389
 - Borrowings by promissory note, 3389
 - Creation of charge re, 3389
 - Execution of promissory note, 3389
 - Limit re how determined, 3389
 - Penalty for excess, 3390
 - For misapplication of revenues, 3390
 - Saving clause re, 3390
 - Pending tax collection, 3389
 - Expenditures, borrowing, pending tax collection, 3389
- Culverts, prohibiting obstruction, 3518
 - Regulating size and construction, 3434
- Damages, action for, re non-repair, 3499
 - Action for, re nuisance, 3500
 - Re snow and ice, 3499
 - Apportionment of, 3501
 - Compensation for severance, 3393
 - Re business, 3396
 - Contribution re, 3501
 - Failure of notice, 3500
 - Members of council not liable, 3501
 - Remedy over, for, 3502
- Dance halls, controlling location in city, 3462
 - Prohibiting in city areas, 3462
 - Regulating in cities, 3462
- Danger signals, erection by Ontario Motor League, 3506
 - Penalty for defacing, 3506
 - Power of, Canadian Wheelman's Association, to erect, 3506
- Daylight saving, regulations for health, safety, morality, 3360
- Dealers in second hand goods, defined, 3475
- Death, notice re injury, 3500
 - Of candidate, new election on, 3291
- Debentures, accounts re proceeds, 3383
 - Annual rates re sterling, 3376
 - Application of loan proceeds, 3388
 - Of proceeds, 3383
 - Approval of Municipal Board, 3375
 - Of Municipal Board, re sterling, 3376
 - Re sinking fund, 3375
 - Certificate of ownership, 3388
 - Changing mode of issue, 3374
 - Date of, 3375
 - Debenture registry book, 3388
 - Equal annual instalments, 3374
 - Execution of coupons, 3387
 - Extension of time of issue, 3375
 - Full amount recoverable, 3387
 - How executed, 3387
 - Hypothecation, 3388
 - Not sale, 3379
 - Instalments principal and interest, 3374
 - Issue in police villages, 3529
 - Of sterling, 3376
 - Issuing of, 3362, 3337
 - Mode of transfer, 3387
 - Multiples of \$100, 3374
 - Not less than \$50, 3388
 - Number of years, money by-law, 3373
 - Power to borrow re, 3390
 - To meet guarantee, 3390
 - Recital in money by-law, 3373
 - Redemption not a sale, 3388
 - With sinking fund, 3385
 - Requirements re endorsement, 3388
 - Signatures to, 3387
 - Transfer in registry book, 3388
 - What payment to validate, 3387
 - When dated and issued, 3375
 - Include principal and interest, 3388
 - Payable in money by-law, 3373
 - Rate increased, 3379
- Debts, assent of electors required, 3376
 - Assumption of local improvement on annexation, 3273
 - On annexation, 3273
 - Defined, 3372
 - Equal annual instalments, 3374
 - Five, ten, twenty, thirty years, 3373
 - Formation of new corporations, 3271
 - General power to contract, 3362
 - Indemnification re local improvement on annexation, 3273
 - Instalments of principal and interest, 3374
 - Keeping accounts of, 3383
 - Liability for annexation of district, 3272
 - On annexation, 3271
 - On separation, 3270
 - Recital in money by-law, 3373
 - Special provision re street railway, 3362

Debts, cont'd

When assent not required, 3376, 3377

Payable in money by-law, 3373

Declaration of auditor, 3557

Of auditor, form of, 3552

Of commercial traveller, at advance poll, 3306

Penalty re, 3306

Of constables, form of, 3551

Of destruction of ballots, 3322

Of elector re by-laws, form of, 3552

Of friend of blind voter, form of, 3549

Of inability to read, form of, 3548

Of incorporation by District Court Judge, 3267

Form of, 3538

Of township, form of, 3267

To Minister of Lands and Forests, 3267

To Provincial Secretary, 3267

Of office by assessment commissioner, 3356

By assessors, 3356

By clerk, 3356

Of works, 3356

By collectors, 3356

By commissioners of industries, 3356

By council members, 3338

By engineer, 3356

By members before business, 3338

Of council, 3356

By police village trustees, 3356

By public utility commissioners, 3356

By street commissioner, 3356

Overseer, 3356

By treasurer, 3356

Failure, deemed resignation, 3357

Form of, 3551

New election on failure to take, 3325

Person appointed to two, 3357

When to take, 3356, 3357

Who to take, 3356, 3357

Of qualifications by constables, 3357

By members before business, 3338

By person elected by acclamation, 3290

Failure to make, 3290

Filed by candidate, 3289

Of candidate, form of, 3538

When agent may make, 3290

Of railway employee at advance poll, form, 3306

Penalty re, 3306

Of result of vote on by-laws, 3369

Dedication, accepting land by, 3421

Of highways, 3490

Defaulters' list, compensation for furnishing, 3301

Delivery to deputies, 3301, 3302

Note of payment of taxes on, 3286

Persons on, not to vote, 3286

Preparation of, 3301

Department defined, 3257

Heads, appointment of, 3343

Duties re tenders, 3343

Of Health, approval recited re money by-law, 3373

Of Lands and Forests, filing plan in, 3521

Of Municipal Affairs, retaining monies on failure of returns, 3354

Returns by clerk to, 3349

By treasurer to, 3350

For Assembly, 3349, 3351

Of auditors, 3353

Form, 3353

Penalty re, 3349, 3350

Department of Municipal Affairs Act, referred to, 3390

*Departments, amalgamation of, 3344**Deputy clerk, appointment of, 3348*

Clerk of the Crown, not council member, 3281

Master of titles, not council member, 3280

Reeve, determination of right to, 3327

Ex officio justice of the peace, 3402

Form of certificate of election, 3550

Member, county council, 3275

Number in town council, 3278

In township council, 3278

In village council, 3278

Relator, where right contested, 3328

When additional vote by, 3275

Who may determine right, 3328

Registrar of deeds, not council member, 3280

Returning officer, appointment of, 3292

MUNICIPAL

Deputy returning officer, *cont'd*

- Appointment of poll clerk by, 3293
- Special constables, 3297
- Arrests by, 3297
- At advance poll, 3305
- Conservator of peace, 3297
- Delivery of ballot paper, 3308
- Duties of, at poll, 3307, 3308
- Duty re ballot boxes, 3298
- Explaining mode of voting, 3308
- Form of oath, 3551
 - After poll, 3550
- For new election, 3325
- Initialling of ballot paper, 3308
- Lock and seal, 3307
- Marking of voters' list, 3308
- Markings on ballot by, 3313
- Neglecting to act, 3296
- Non-attendance at poll, 3297
- Oath after poll, 3315
 - Of office, 3357
 - Of secrecy by, 3319
- Offences re ballot boxes, 3320
 - Papers, 3320
- Omission by, 3313
- Order for payment of costs by, 3332
- Penalty for altering poll book, 3320
 - For altering voters' list, 3320
 - For destroying election documents, 3321
 - For falsifying poll book, 3320
 - Voters' list, 3320
 - For neglecting duties, 3321
 - For not initialling ballots, 3321
 - For offences re ballot boxes, 3321
 - Papers, 3321
 - For receiving vote, when, 3309
 - For violation of secrecy, 3322
 - For wilful contravention, 3322
 - For wilfully miscounting ballots, 3321
- Permitted at polling place, 3311
- Placing ballot box in view, 3307
- Posting of directions to voters, 3300
- Procedure on tender of vote, 3308
 - Re interrupted election, 3316
- Refusal to act, 3296
- Reporting violations of secrecy, 3319

- Returning of ballot boxes by, 3315
- Return to clerk, 3293
 - When election interrupted, 3315
- Right of action against, 3332
- Statement of results by, 3313
- To show empty ballot box, 3307
- Voting where stationed, 3303
- When ballot boxes delivered to, 3298
 - Clerk to perform duties, 3302
 - Poll clerk to act, 3297
- Deputy Sheriff not council member, 3280
- Treasurer, appointment of, 3349
 - Duties of, 3349
 - Furnishing of security by, 3355
 - Nature of security, 3355
- Derricks, erecting and renting, 3417
- Directions to voters, clerk to deliver to deputy, 3300
 - Clerk to print, 3300
 - Posting up by deputy, 3300
 - Re by-laws, form of, 3553
- Disclaimer after election complained of, 3333
 - Before election complained of, 3333
 - Clerk to advise council, 3333
 - Costs when, 3334
 - Duplicate delivered to clerk, 3333
 - Forms of, 3333
 - On whom served, 3333
 - Operates as resignation, 3333
 - Relief from costs when, 3333
- Diseases, contagious and infectious, 3424
- Disqualification, action against municipality, 3281
 - Certain persons as auditors, 3352
 - Claim against municipality, 3281
 - Members borrowing beyond limit, 3390
 - Not levying sinking fund, 3384
 - Of certain persons as council members, 3280
 - Of electors, 3424
 - Of husband of non-resident tenant, 3286
 - Of wife of non-resident tenant, 3286
 - Proceeding against municipality, 3281
 - Raising of questions re, at election, 3286
 - Saving consumer of public utilities, 3283
 - Former owner re taxes, 3283
 - Of commissioner, 3282

- Disqualification, *cont'd*
 Saving of exemption from taxation, 3282
 Of lessees, 3282
 Of overseer, 3282
 Of proprietors of newspapers, 3282
 Of shareholders, 3282
 Of superintendent, 3282
 Purchaser from Housing Commission, 3283
- Distilleries, prohibition re erection of, 3429
 Regulating erection of, 3429
- Distinguished guests, annual expenditure for reception, 3488
- District, adjustment of assets and liabilities on annexation, 3272
 Collection of taxes on annexation, 3272
 Court clerk not council member, 3281
 Judge, appeal lies from order, 3332
 Appeal re by-law re polling subdivision, 3294
 Supreme Court Judge, 3332
 Application for scrutiny, 3369
 Calling of meeting re incorporation, 3266
 Decision on scrutiny final, 3370
 Declaration of incorporation by, 3267
 Police commissioner, 3403
 Powers on scrutiny, 3370
 Report of meeting, 3266
 Contents, 3267
- Defined, 3260
- Liability for debts on annexation, 3272
- Of Muskoka, annual expenditure for publicity purposes, 3489
- Order of Municipal Board re, 3436
- Ownership of real estate on annexation, 3272
 Of town hall on annexation, 3272
- Procedure re erection into village, 3260
- Restricted approval of Municipal Board, 3435
 For buildings, 3435
 Notice to owners, 3436
 When not applicable, 3435
 Setting aside restricted, 3435
 Towns continued, 3408
- Ditches, prohibiting obstruction, 3518
- Ditches and Watercourses Act*, referred to, 3358, 3432
- Division Court Bailiff not council member, 3280
 Clerk not council member, 3280
 Use of court house for sittings, 3410
- Docks, erecting and renting, 3417
 Granting aid for construction, 3417
 Making and maintaining, 3417
 Prohibiting injury, 3417
 Requiring removal of sunken vessels, 3417
- Documents, right to inspect, 3348
- Dog Kennels, controlling location in city, 3461
 Prohibiting in city area, 3461
 Regulating in city, 3461
- Dominion Elections Act*, referred to, 3414
- Doorstep, removal when projecting, 3417
 Removal when projecting into highways, 3518
- Double front concessions, side lines in, 3509
- Drainage, acquiring land of other municipality, 3439
 By-law re, 3415
 Power to complete works on annexation, 3273
 Regulations for, 3425
- Drains, altering private, 3425
 Construction of, 3415
 Prohibiting injury, 3417
 Obstruction, 3434
 Regulations re, 3425
- Draymen, licensing by police commissioners, 3485
 Licensing in townships, 3468
 Regulating, governing, 3458
- Driftwood, expenses re, 3498
 Keeping river free from, 3498
 Streams free from, 3498
- Drill sheds, acquiring land for, 3439
 Debts payable in thirty years, 3373
 No assent of electors, 3377
- Drives, acquiring land for, 3421
- Drivers of vehicles, removal of obstructions to view, 3511
- Driving, prohibition of dangerous, on bridges, 3415
- Drunkards, institutions for habitual, 3414

MUNICIPAL

- Dry cleaners, licensing, regulating, governing, 3479
 - Tariff of charges, 3479
 - Varying requirements, 3479
- Dyers, licensing, regulating, governing, 3479
 - Tariff of charges, 3479
 - Varying requirements, 3479
- Dualin, regulating, 3426
- Dwelling houses, minimum area of land, 3512
 - Prohibition on highways, 3512
 - On narrow streets, 3511
- Dynamite, regulating, 3426
- Earth closets, expenses cleaning, 3424
 - Regulating construction and drainage of, 3424
- Education, county grants aiding, 3460
- Educational institutions, granting aid to, 3452
 - Purposes, loaning of money for, 3386
- Egress from buildings, regulating, 3425
- Egress from Public Buildings Act*, referred to, 3425
- Election Act*, referred to, 3414
- Election, bribery at, 3334
 - By acclamation, 3290
 - By-law for holding, 3292
 - Corrupt practices at, 3334
 - Declaration of result, 3316
 - Defined, 3304
 - Documents, destruction of, 3321
 - Production by clerk, 3323
 - Requiring clerks' attendance with, 3330
 - Expenses of officers, payment, 3323
 - Held annually, 3291
 - In municipality, 3292
 - In new corporation, 3288
 - Irregularities at, 3323
 - Interruption by riot, 3316
 - Mistake, 3323
 - New, 3290
 - On death of candidate, 3291
 - To fill vacancies, 3325
 - Warrant for, 3325
 - Options re nominations, 3291
 - Re polling, 3291
 - Order for new, 3331
 - Procedure when non-election, 3290
 - Proceedings trying validity of, 3328
 - Refusing vote to electors, invalid, 3331
 - Removal from office on invalidity, 3331
 - Representing ballot not secret, 3337
 - Trustees in police village, 3525
 - Who may administer oaths, 3322
- Electors, administering of oath to, 3309
 - Assent to certain by-laws, 3277
 - Blind, 3310
 - Bribing re, 3334, 3335, 3336
 - Certificate of clerk, 3279
 - Re municipal, 3279
 - Choosing returning officer, 3297
 - Declaration of inability to read, 3548
 - Declining to vote, 3310
 - Defined, 3257, 3363
 - Disqualification, 3424
 - When not questioned, 3286
 - Farmers' sons, daughters and sisters, 3285
 - Financial statement to, 3356
 - Form of declaration of friend of blind, 3549
 - Certificate of inability to read, 3549
 - Of declaration re by-law, 3552
 - Of directions for guidance, 3543, 3544
 - Re by-laws, 3553
 - Of oath, 3309, 3547
 - How determined, 3278
 - Often to vote, 3303
 - To mark ballot, 3309
 - Incapacity of, 3310
 - Interference when marking ballot, 3319
 - No vote after refusal of vote, 3309
 - Nomination meeting of, 3287
 - Not compelled to disclose vote, 3320
 - To display marked ballot, 3319
 - Number, how determined, 3278
 - Penalty for conveying to poll, 3336
 - For furnishing transportation to, 3336
 - For paying travelling expenses, 3336
 - For undue influence, 3337
 - Re bribery, 3336
 - Prohibition re inducing display of marked ballot, 3319
 - Qualification in police village, 3526
 - Rating of land, 3285

Electors, *cont'd*

- Refusing vote to, election invalid, 3332
- Right to vote, 3286
- Selecting form of oath, 3309
- Submission of by-law on petition, 3276
 - Of by-law repeal to, 3278
 - Of questions to, 3278, 3415
- When added territory, 3287
 - New corporation, 3287
- Where to vote, 3303
- Electrical power, by-laws re, 3430
 - Workers, examining, licensing, regulating, 3480
 - Licensing and regulating, 3469
- Electricity, agreements re use of conduits, 3431
 - Agreements re use of pipes, 3431
 - Authorizing pipes and conduits re, 3430
 - Inspecting of wires, 3442
- Electric light poles, erecting on county roads, 3458
 - Works, borrowing money for extension, 3436
 - Construction in police villages, 3529
 - Debts payable in thirty years, 3373
 - Powers of police trustees re, 3536
- Elevators, erecting and renting, 3417
 - Licensing public, 3439
 - Regulating construction, 3439
 - Inspection, 3439
- Embalmers and funeral directors, 3462
- Employees, granting aid of superannuation fund, 3456
 - Not council member, 3280
 - Not liable for non-repair, 3501
- Employment office, licensing and governing, 3480
- Encroachments, allowing in city, 3463
 - Fee for, 3463
 - Liability for damages re, 3464
- Engineers, appointing, 3457
 - Declaration of office, 3356
- Epidemics, preventing spread of, 3424
- Erection of village, procedure for, 3260
- Estimates, allowances considered in, 3382
 - Annual, contents of, 3382
 - From other bodies, 3382
- Annually of expenditures, 3381
- Board of Commissioners of Police, 3344
 - Of Education, 3344
- Collections exceeding, 3382
 - Short of, 3382
- Form of, 3382
- High schools, 3344
- Other boards, 3344
- Preparation by Board of Control, 3342
- Public Library Board, 3344
 - Schools, 3344
- Reduction of, 3382
- Revenue, what excluded, 3389
- Separate schools, 3344
- Submission by police commissioners, 3406
 - When binding, 3343
- Events of national interest, expenses celebrating, 3488
- Evidence Act* (Canada), referred to, 3366
- Evidence, authenticated by-law as, 3362
 - Certified copy of by-laws as, 3363
 - Copy of by-law of police commissioners as, 3405
 - Documents certified by clerk as, 3349
 - Judge may take on recount, 3318
 - On judicial inquiry, 3372
- Oral, motion to declare seat vacant, 3329
 - Proving bribery, 3331
 - Corrupt practice, 3331
- Proceedings to declare seat vacant, 3330
- When taken in shorthand, 3259
- Exempted persons, as council members enumerated, 3284
 - As municipal officers enumerated, 3284
- Exemptions from taxation, memorial club houses for soldiers, 3420
 - Memorial homes for soldiers, 3420
 - Not to disqualify council members, 3282
- Exhibitions, acquiring land for, 3415
 - Erecting buildings for, 3415
 - Granting aid re fat stock, 3416
- In police villages, 3530
 - Licensing of, 3532
 - Lease of land re, 3416
 - Prohibiting, regulating, licensing, 3482
- Explosives, fences around buildings, 3427
 - Licensing manufacture of, 3427
 - Storage of, 3427

MUNICIPAL

Explosives, *cont'd*

- Preventing accidents re, 3427
- Fires re, 3427
- Regulating, 3426
 - Manufacture of, 3427
 - Storage of, 3427
- Submission of plans of premises, 3427
- Express messengers, regulating by police commissioners, 3485
- Expropriating by-law, registration of by-law repealing, 3401
 - Repeal before award, 3401
 - When deemed repealed, 3400
- Expropriation, agreement re, 3392
 - By-law deferring entry, 3393
 - When deemed repealed, 3400
 - Case of mental incompetent, 3397, 3398
 - Claims against monies in Court, 3398
 - When made, 3397
 - Compensation for fencing, 3393
 - For injurious effects, 3393
 - For land taken, 3393
 - For severance, 3393
 - Into Court, 3398
 - Court payment instead of land, 3398
 - Deferred, as local improvement, 3395
 - Assessment of land, 3394
 - By-law repeal re, 3394
 - Compensation, how determined, 3395
 - Entry day fixed, 3395
 - Registration of plan, 3394
 - Temporary advances re, 3397
 - When land vests, 3394
 - Works re highway, 3393
- Defined, 3391
- Determining by arbitration, 3400
- Determination of costs of, 3399
 - Re money in Court, 3399
- General powers re, 3391
- Interest on compensation, 3398
- Notice of payment into Court, 3398
- Payment into Court, 3392, 3399
 - Vesting order, 3399
- Power to acquire includes, 3259
 - To enter land, 3392
- Public works, appeal, 3400
 - Claims barred, 3400
 - Infants, mental incompetents, 3400

- Land for, 3399
- Refund of interest, 3399
- Taking more land than required, 3391
- Use of excess land, 3391
 - When owner unknown, 3398
- Factories, controlling location in city, 3461
 - Power to fix assessment of, 3422
 - Prohibiting in city areas, 3461
 - Regulating egress from, 3425
 - In city, 3461
- Factory, Shop and Office Buildings Act*, referred to, 3425, 3439
- Fairs, holding for sale of cattle, 3476
- False pretence defined, 3337
 - Penalty for, 3337
- Families, superannuation re firemen, constables, 3456
 - Superannuation re officers, employees, 3456
- Fares, regulating re conveying goods, 3458
 - Regulating re conveying passengers, 3458
- Farm front, prize for best kept, 3518
 - Lands, adjustment of assets and liabilities, 3264
 - Order re separation, 3264
 - Separation from cities, 3264
 - From towns, 3264
- Produce, establishing markets for, 3446
 - Regulating sale of, 3446
 - Vending in streets, 3469
 - When market fee, 3449
 - No market fee, 3449
- Products, holding public fairs re, 3476
 - Reward for apprehension of thieves, 3453
- Farms, establishing by county, 3459
- Farmers' sons, daughters and sisters, certificate for voters if names omitted, 3285
 - Form of certificate of voters, 3286
 - No vote on money by-laws, 3366
 - Occasional absence, 3285
 - Qualification of, as voters, 3284
 - Questions raised at election, 3286
 - Right to vote, 3286
 - Temporary absence, 3285
- Fat stock exhibitions, granting aid to, 3416

- Fees, scale of market, 3450
- Fellowships, endowing, 3452, 3453
- Fences, allowance for in compensation, 3393
- Allowance for where land expropriated, 3393
 - Allowing worm fences, 3518
 - Apportioning cost of division, 3427
 - Powers of county re, 3458
 - Prescribing along highways, 3427
 - Height and description, 3427
 - Prohibiting erection on highway, 3518
 - Regulating erection of wooden, 3441
 - Removal of, 3511
 - Requiring protection re barbed wire, 3427
 - Worm fences on highway, 3518
- Fencing cost included in compensation, 3393
- Ferries Act*, referred to, 3361
- Ferries, annual grants to, 3416
- Finances, application of surplus money, 3384
- Apportionment of public school money, 3386
 - Auditors abstract annually re, 3353
 - Commission of inquiry re, 3386
 - Consolidated interest account, 3383
 - Sinking fund account, 3383
 - For educational purposes, 3386
 - Keeping of accounts, 3383
 - Prohibition against member of council, 3386
 - Publication of financial statement, 3356
 - Sinking fund, diversion of liability, 3384
 - Temporary loans, 3389
- Fire brigade, agreements between municipalities re, 3416
- Brigade, joint, in townships, 3471
 - Buckets in police villages, providing of, 3533
 - Requiring inhabitants to provide, 3442
 - Companies, establishing of, 3440, 3468
 - Departments, right of way of, 3439, 3468
 - Enforcing assistance at, 3442
 - Engineers, appointment of, 3440, 3468
 - Engines, agreement between municipalities re, 3416
 - Agreement for use by township, 3530
 - Defined area in township, 3470
 - Joint, in townships, 3471
 - Limitation re cost in police villages, 3530
 - No assent of electors, 3378
 - Purchase for police villages, 3529, 3530
 - Purchasing of, 3440
 - Right of way on highway, 3439, 3468
 - Escapes, compelling use of, 3428
 - Hall, acquiring site, 3440
 - Approval of Municipal Board, 3440
 - Defined area in township, 3470
 - Issuing debentures re, 3440
 - Joint, in townships, 3471
 - In police villages, carrying of, 3534
 - Penalty re, 3534
 - Prevention of, 3533
 - Insurance, premium note, 3376
 - Places, regulating construction of, 3442
 - Prescribing precautions, 3428
 - Time for setting, 3428
 - Preventing spread of, 3442
 - Prevention of accidents by, 3428
 - In townships, 3470
 - Regulations for, 3440
 - Prohibiting dangerous manufactures, 3441
 - Use in buildings, 3441
 - Reels, right-of-way on highways, 3439, 3468
 - Summoning fighters, in township, 3471
 - Township agreement for protection, 3470
 - Warden, appointment of, 3440, 3468
 - Water supply re, 3422
- Firearms, prohibiting discharge, 3428
- Regulating discharge, 3428
- Firemen, appointment of, 3440, 3468
- Defined area in township, 3470
 - Granting aid by superannuation fund, 3456
 - To children, 3440
 - To widows, 3440
 - Medals, rewards, gratuities, 3440
- Fireworks, prohibiting and regulating discharge, 3428
- Fish, inspection of, 3428
- Regulating exposure for sale, 3428
 - Storage and handling, 3480
- Fixed assessment, assent of electors required, 3423

MUNICIPAL

- Fixed assessment, *cont'd*
 - Granting of, 3422
 - Term of, ten years renewable, 3423
 - When not granted, 3423
 - Who not to vote, 3423
- Flooding, construction of works preventing, 3416
- Flues, regulating construction of, 3442
- Fodder, need not be weighed, 3450
- Food, appointing inspectors of, 3428
 - Destroying tainted, 3429
 - Local municipality may buy, 3429
 - May sell, 3429
 - Regulating delivery, 3428
 - Exposure for sale, 3428
 - Tickets re, 3442
- Seizing tainted, 3429
- Shops, licensing, regulating, controlling, 3480
 - Maximum license fee, 3480
- Foot path, penalty re misuse, 3514
 - Setting apart, 3514
- Forest fires, summoning fighters in township, 3471
- Forfeiture of seat for bribery, 3332
 - For corrupt practice, 3332
 - New election on, 3331
 - Proceedings re, 3328
- Forges, controlling location in city, 3461
 - Prohibiting in city areas, 3461
 - Regulating in city, 3461
- Forms, approval of, by Municipal Board, 3537
 - Ballot papers, 3539, 3540, 3541, 3542
 - Re by-law, 3552
 - Re question, 3553
- Certificate of clerk re election of deputy reeve, 3550
 - Of clerk re election of reeve, 3550
 - Re assessment roll, 3546
 - Re inability to read, 3549
 - To enter name on voters' list, 3546
- Declaration of auditor, 3552
 - Of constable, 3551
 - Of elector opposing by-law, 3552
 - Promoting by-law, 3552
 - Of friend of blind voter, 3549
 - Of inability to read, 3548
 - Of incorporation, 3538
 - Of office, 3551
- Directions to voters, 3543, 3544
 - Re by-laws, 3553
- Notice of promulgation of by-law, 3554
 - Of registration of by-law, 3554
- Oath of deputy returning officer, 3551
 - After poll, 3550
 - Of poll clerk, 3549, 3551
 - Of returning officer, 3551
 - Of secrecy, 3550
 - Of voter, 3547
- Poll book, 3545
- Fowl, reward for apprehension of thieves, 3453
- Franchise, time for submitting by-law, 3364
- Fraudulent debtor renders seat vacant, 3324
- Fraudulent Debtors Arrest Act*, referred to, 3324
- Free libraries, granting aid to, 3416
- Fruit, inspection of, 3428
 - Licensing dealers, 3478
 - Prohibiting sale on highway, 3478
 - Regulating exposure for sale, 3428
- Fuel, local municipality may buy, 3429
 - Local municipality may sell, 3429
- Furnaces in police villages, construction of, 3533
- Furniture, when no liability re, 3410
- Game, inspection of, 3428
 - Regulating exposure for sale, 3428
- Gaol, acquiring land for, 3408
 - Agreements re, 3410
 - Appointing surgeons for, 3476
 - Appointment of gaoler, 3409
 - Arbitration re, 3411
 - City, care of, 3410
 - Compensation for use, 3411
 - County, care of, 3409
 - Use of, 3409
 - Dismissal of gaoler, 3409
 - Insurable interest in, 3411
 - Liability for erection, 3410
 - For maintenance, 3410
 - How determined, 3410
 - Lock-up house, 3413
 - No assent of electors, 3376
 - Purchase of land for, 3410

- Caol, *cont'd*
 Salary of gaoler, 3409
 Settlement by city re, 3412
 By town re, 3412
 Site determined by arbitration, 3411
 Surgeon, appointment by Sheriff, 3409
 Gaoler, appointment by Sheriff, 3409
 Dismissal of, 3409
 Not to accept fees, 3409
 Not to be council member, 3280
 Residence, care of, 3409
 No assent of electors, 3376
 Salary of, 3409
Gaols Act, referred to, 3408
 Gaols, county, 3408
 Erection of, by city, 3408
 By county, 3408
 Maintenance of county, 3408
 Sufficiency of, 3408
 Garages defined, 3466
 Licensing public, in city, 3464
 Limiting number of, 3465
 Prohibiting in cities and towns, 3466
 Regulating in cities and towns, 3466
 Location and use, 3445, 3469
 Public in city, 3464
 Garbage, establishing removal system, 3454
 Establishing township removal system, 3471
 Village removal system, 3474
 Special rate to churches, 3454
 System, debts payable in ten years, 3373
 Garden produce, licensing dealers in, 3478
 Gardens in police villages, 3530
 Gasoline, licensing business, where used, 3479
 Prohibiting keeping, 3427
 Storage, 3427
 Regulating, 3426
 Stations, controlling location in city, 3462
 Prohibiting in city areas, 3462
 Regulating in cities, 3462
 Gas works, borrowing money for extension, 3436
 Debts payable in thirty years, 3373
 Powers of police trustees re, 3536
 Prohibition of erection of, 3429
 Regulating erection of, 3429
 Goats, prohibiting and regulating keeping of, 3424
 Gold and precious metals, licensing dealers in old, 3485
 Goods, wares and merchandise, prohibiting sale on private lands, 3462
 Governor General in Council, approval to certain by-laws, 3507
 Grain elevators, erecting and renting, 3417
 Power to fix assessment of, 3422
 Gratuities, granting to officers, 3358
 Gravel, compensation for, 3515
 Pits, acquiring land for, 3514
 Power to acquire, 3515
 Grocers, licensing, regulating, governing, 3478
 Maximum license fee, 3479
 Prohibiting purchase of farm produce by, 3447
 Guarantee bond by bailiff, 3457
 Of debentures, levy of special rate re, 3390
Guarantee Companies Securities Act, referred to, 3355
 Guests, entertaining distinguished, 3488
 Guide posts, erection by Ontario Motor League, 3506
 Penalty for defacing, 3506
 Power of Canadian Wheelman's Association to erect, 3506
 Gunpowder in police villages, penalty for sale at night, 3534
 In police village, storing of, 3534
 Regulating, 3426
 Guns, regulating of, 3428
 Glass, throwing on road, 3518
 Halls, regulating egress from, 3425
 Handbills, prohibiting posting of indecent, 3474
 Prohibiting throwing on highways, 3518
 Harbour works, debts payable in thirty years, 3373
 Harbours, erecting and maintaining beacons, 3417
 Erecting docks and elevators, 3417
 Granting aid for construction, 3417
 Imposing dues, 3417
 Making, improving, maintaining, 3417

MUNICIPAL

Harbours, *cont'd*

- Prohibiting injuries, 3417
- Regulating vessels, 3417
- Regulation of, 3417
- Removal of doorsteps and railings, 3417
- Of projections and sunken vessels, 3417
- Hawkers and pedlars, county by-law re, 3479
- Fees re, 3477
- Hawkers, defined, 3477
- License, production of, 3478
- When not required, 3477
- Licensing, regulating, governing, 3476
- Onus of proof re license, 3477
- Penalty for not producing license, 3478
- Hay in police village, penalty re, 3534
- In police village, prohibiting in house, 3534
- Need not be weighed, 3450
- Head of council, acting, 3347
- Administration of oaths by, 3357
- Appointment of auditor, 3352
- Appointments re voting on by-laws, 3365
- On question, 3365
- Casual absence by, 3340
- Duties of, 3347
- Ex officio* Justice of the Peace, 3402
- Exclusion of persons by, 3340
- May vote, 3340
- Mayor of city, 3346
- Of town, 3346
- Presiding officer in absence, 3340
- Reeve of township, 3346
- Of village, 3346
- Remuneration of, 3347
- Temporary loans by, 3389
- To preside at meetings, 3340
- Warden of county, 3346
- Warrant for new election, 3325
- Who is, 3346
- Health, general by-laws re, 3360
- Regulations re, 3360
- Heat, borrowing powers for supply, 3529
- Contracts for in police village, 3529
- Works, debts payable in thirty years, 3373
- Powers of police trustees re, 3536
- Heating plants, regulating installation, 3437

- High school board, when member disqualified for council, 3281
- High Schools Act*, referred to, 3378
- High schools, debts payable in thirty years, 3373
- Granting aid to, 3453
- No assent of electors, 3378
- Supporting pupils attending, 3453
- Highway, building by county, 3497
- Defined, 3257
- Erection of monuments on, 3419
- Maintenance by county, 3497
- By provisional judicial district, 3497
- Of boundary lines, 3497
- Use during building operations, 3464
- Highway Improvement Act*, referred to, 3508, 3515, 3517
- Highway Traffic Act*, referred to, 3406, 3445, 3459, 3463
- Highways, abandonment by county, 3493
- Acquiring land for, 3507
- Action for misfeasance, 3499
- For nonfeasance, 3499
- For non-repair, 3499
- For nuisance on, 3500
- Advertising devices over, 3514
- Agreements re removal of obstructions, 3511
- Allowing encroachment in city, 3463
- Worm fences, 3518
- Application deferring entry, 3395
- Appointment of surveyor, 3510
- Apportionment of costs, 3501
- Of damage, 3501
- Approval of plan, 3501
- Arbitration when joint jurisdiction, 3504
- Areas and openings under, 3513
- Assumption by county, 3493
- Award when joint jurisdiction, 3504
- Bicycle and foot paths, 3514
- Boulevards and sidewalks, 3507
- By-laws, 3393, 3506
- Granting aid re, 3512, 3513
- When annexation, 3270
- Carriage ways, 3507
- Closing to pedestrians, 3508
- To vehicular traffic, 3508
- Constructing as public conveniences, 3455

Highways, *cont'd*

- Construction of private bridge, 3513
- Council exercising powers re, 3490
- County bridge defined, 3489
- Deferred, assessment of land, 3394
 - Compensation re, 3395
 - Registration of plan, 3394
 - Repeal of by-law, 3394
 - When land vests, 3394
 - Widening, 3393, 3394, 3395
 - Works re, 3393
- Determination of disputes, 3502
- Deviations of boundary lines, 3498
- Disputes re deviation county boundaries, 3505, 3506
 - Re maintaining township boundaries, 3504
 - Re opening township boundaries, 3504
 - When joint jurisdiction, 3504
- Entering on date named, 3395
- Erection of danger signals, 3506
- Establishing and laying out, 3506
- Failure to keep streams free, 3498
- Fee, use for building purposes, 3463
- Fire engines, right-of-way, 3439
 - Reels, right-of-way, 3439
- Guide and mile posts on, 3506
- Improvements in police village, 3528
- Includes street, 3393
- In police villages, regulating driving on, 3532
 - Regulating riding on, 3532
 - Traffic on, 3532
- Jurisdiction in another municipality, 3491
 - Of council over, 3490, 3491
 - Of county, 3491
- Keeping records of, 3444
 - Township roads open, 3471
- Laying out, arbitration re, 3503
 - No original allowance, 3503
- Liability for repair, 3499
- Lighting in police villages, 3529
- Limitation of action, 3499
- Limiting traffic in one direction, 3445
- Maintenance agreements re boundary road, 3492
 - By county, 3497
- Mandamus, 3503
- Members of council not liable, 3501
- Mistakes in opening road allowance, 3510
- Naming and surveying streets, 3443
- Not included in area, 3261
- Notice of intention to pass by-laws, 3509
- Numbering houses and lots, 3443
- Opening up township in unorganized territory, 3521
- Overseers of, 3488
- Parking meters on, 3519
- Placing traffic signs on, 3518
- Plant protection, removal of trees, 3516
- Possession of unopened road allowance, 3509
- Power to acquire part, 3490
 - Of police village re trees, 3532
- Prior right of owners re sale, 3519
- Prizes for farm front, 3518
 - For road side, 3518
- Proclamation giving municipality jurisdiction, 3492
- Prohibiting animals on, 3445
 - Coasting on, 3434
 - Fences on, 3518
 - Obstruction of culvert, 3518
 - Of ditches, 3518
 - Racing on, 3415
 - Refuse on, 3518
 - Regulating obstructions, 3518
 - Runners on, 3444
 - Tobogganing on, 3434
 - Traction engine, 3445
- Projections over, 3514
- Publication of by-laws, 3509
- Record of townships, 3473
- Registration of agreements, 3492
- Regulating coasting on, 3434
 - Driving on, 3415
 - And riding in police village, 3532
 - Riding on, 3415
 - Tobogganing on, 3434
 - Traffic on, 3445, 3469
- Remedy over for damages, 3502
- Removal of obstructions on, 3511
 - Of projections on, 3518
 - Of trees on, 3517
- Reservations when dedication, 3490
- Restoration of expenses, 3514

MUNICIPAL

Highways, *cont'd*

- Restoration on termination of privileges, 3514
- Right of egress saved, 3508
 - Of ingress saved, 3508
- Safety zones on, 3445
- Sale of original road allowance, 3519
- Sanction of council re, 3511
 - Re laying out, 3511
- Selling timber on, 3514
- Side lines in double front concessions, 3509
- Signs, 3514
 - Projecting over, 3514
- Speedways, 3467
- Stopping up in unorganized territory, 3520
 - Selling land, 3507
- Subways for cattle, 3507
- Time limit for deferred, 3393
- Traffic in police village, 3532
 - Signs on, 3518
- Use, during building operations, 3464
- Vesting of soil and freehold, 3490
- What to constitute public, 3490
- When owner entitled re road allowance, 3520
- Widening, altering, diverting, 3506
- Width of, 3511
 - Lane, 3511
- Hoardings, fee re, on city boulevard, 3464
 - Fee re, on city highways, 3454
- Hogs, seizure of unslaughtered in cities over 50,000, 3467
- Hoists, inspection of, 3430
 - Licensing public, 3439
 - Regulating construction, 3430, 3439
 - Inspection, 3439
- Hook and ladder companies, promoting and establishing, 3440, 3468
- Horns, prohibiting the blowing of, 3430
 - Regulating the blowing of, 3430
- Horses, holding public fairs re, 3476
 - In police villages, prohibiting on sidewalks, 3532
- Prohibiting daytime hauling of dead, 3430
 - Driving on sidewalks, 3444, 3469
 - Racing on bridges, 3415
 - On highways, 3415
 - Regulating on bridges, 3415
 - On highways, 3415
- Horticultural exhibitions, acquiring land for 3415
- Hospital for dogs, controlling location in city, 3461
 - For dogs, prohibiting in city areas, 3461
 - Regulating in city, 3461
 - For horses, controlling location in city, 3461
 - Prohibiting in city areas, 3461
 - Regulating in city, 3461
- Hospitals, controlling location in city, 3462
 - County borrowing re, 3378
 - Debts payable in 30 years, 3373
 - Granting aid to, 3417, 2830
 - Limit of taxation, exemption, 3381
 - Prohibiting in city areas, 3462
 - Regulating egress from, 3425
 - In cities, 3462
 - Special powers of, 3378
- Hotels, regulating egress from, 3425
- Hours of labour, regulating in livery stable, 3485
- Householder, defined, 3279
 - Qualification as candidate for council, 3279
- Houses, number, 3443
 - Numbering in townships, 3472
- Hucksters, prohibiting purchase of farm produce by, 3447
- Hydrants, providing water supply, 3422
- Hydro Electric Power Commission, submitting question re power, 3415
- Hypothecation, not sale of debenture, 3379
 - Of debentures, 3388
 - Redemption of debentures not to affect sale, 3388
- Ice Cream, prohibiting sale on highway, 3478
- Imprisonment for crime, renders seat vacant, 3324
- Improper conduct, exclusion for, 3340
- Incinerator plants, prohibiting in cities and towns, 3466
 - Regulating in cities and towns, 3466
- Incombustible material, defined, 3441

- Income tax, non-payment disqualifies council members, 3282
- Incorporation, date when to take effect, 3269
- Declaration of, 3267
- Form of declaration of, 3538
- Objections to, re townships, 3267
- Of township, 3267
- Indecent pictures, by-laws re, 3430, 3474
- Indigent persons, aiding house of refuge, 3418
- Taking security for advances re aiding, 3418
- Industrial exhibitions, acquiring land for, 3415
- School, granting aid to, 3453
- Industrial Schools Act*, referred to, 3453
- Industries, power to fix assessment of, 3422
- Prohibiting noxious, 3476
- Inebriates, asylum for, 3413
- Infant, claims for compensation, 3397, 3398
- Infectious diseases, placarding houses, 3424
- Preventing spread of, 3424
- Inflammable substances, regulating keeping of, 3426
- Injurious effect, compensation, 3393
- Compensation beyond advantage, 3393
- Inquiries, into corrupt practices, 3372
- Into malfeasance or misconduct, 3359
- Re municipal matters, 3359
- Insolvency, vacancy upon, 3324
- Inspection, auditors' abstracts, 3354
- Auditors' report, 3354
- Statement, 3354
- Bank books, 3354
- Of ballot papers, 3322
- Insolvency, renders seat vacant, 3324
- Insolvent, disqualification as council member, 3282
- Institution for alcoholic habitués, who may commit to, 3414
- Intelligence offices, fixing fees of, 3480
- Licensing, governing, 3480
- Maximum license fee, 3480
- Revocation of license, 3480
- Interest, allowance on adjustment of personal estate, 3271
- Arbitrator may allow, 3398
- Refund of, 3399
- Interpretation Act*, referred to, 3322, 3360
- Iron works, power to fix assessment of, 3422
- Irregularities, effect on election, 3323
- Jews, deputy marking ballots for, 3310
- Joint tenancy, qualification for municipal elections, 3285
- Judge, arbitration by senior, 3400
- Certificate of recount, 3318
- To witnesses, 3337
- County Court, powers re county bridge, 3494
- Defined, 3327, 3363
- Directing evidence in shorthand, 3259
- Discretion re costs of recount, 3318
- Duties on recount, 3317
- Enforcing order, 3332
- Expenses of recount, 3319
- Fees by corporation, 3359
- Fixing security for costs of recount, 3316
- Investigation re malfeasance charge, 3359
- May attend at recount, 3317
- Take evidence on recount, 3318
- No leave for payment into Court, 3392
- Not council member, 3280
- Of Supreme Court, appeal from police commissioners, 3361
- Order is final, 3332
- Order declaring seat vacant, 3332
- For inspection of ballot papers, 3322
- Powers of District Court, 3266
- On motion to declare seat vacant, 3330
- Recount proceedings continuous, 3318
- Removal of obstructions to view, 3511
- Judges' Orders Enforcement Act*, referred to, 3511
- Judicature Act*, referred to, 3359, 3399
- Judicial inquiry corrupt practice re by-laws 3372
- Engaging counsel for, 3359
- Evidence returned to Supreme Court, 3372
- Fees of Judge on, 3359
- Malfeasance charges, 3359
- Motion to quash by-laws, 3372
- No act pending, 3372
- Junior township, how determined, 3268
- Names of townships on separation, 3269
- Real estate in, effect of separation, 3270
- Separation, effect on official, 3274

MUNICIPAL

- Junior township, *cont'd*
 - Separation effect on sureties, 3274
 - From union, 3268, 3269
 - Where in unorganized territory, 3268
- Junk shops, licensing, regulating, governing, 3475
 - Shops, prohibiting in city areas, 3463
 - Purchase from minors, 3484
 - Scope of license, 3475
 - Yards, defined, 3475
 - Licensing, regulating, governing, 3475
 - Prohibiting in city areas, 3463
- Justices of the Peace, aldermen *ex officio*, 3402
 - Appointment of special constable, 3297
 - Arrests by, 3297
 - Controllers *ex officio*, 3402
 - Deputy reeves, *ex officio*, 3402
 - Heads of council, *ex officio*, 3402
 - May commit drunkard, 3414
 - Members of council may be, 3402
 - Reeves *ex officio*, 3402
 - Wardens, *ex officio*, 3402
 - Who are *ex officio*, 3402
- Ladders, in police villages, re fire prevention, 3533
 - Requiring, leading to roof, 3442
- Land, accepting dedication of, 3421
 - Acquiring at street intersection, 3507
 - For drainage purposes, 3439
 - For police village hall, 3529
- Acquisition, 3391
 - Re air harbours, 3419
- Action to restrain illegal use, 3522
- Assessment re deferred highway, 3394
- Compensation for, beyond advantage, 3393
 - Expropriated, 3392
 - Injurious effect, 3393
 - Severance, 3393
- Covered by water, not included in area, 3261
- Defined, 3257, 3391, 3396
- Expropriation of, 3391
- Not included in area, 3261
- Owner to repair strip used as sidewalk, 3449
- Power to acquire includes expropriation, 3259
- Rating, in city, 3285
 - In joint tenancy, 3285
 - In town, 3285
 - In township, 3285
 - In village, 3285
 - Severally, 3285
 - To qualify as voter, 3284
- Regulating in restricted district, 3435
 - In restricted zone, 3435
- Sale by council, 3392
- Sewer rents charged on, 3432
- Taking for public works, 3399
 - More than required, 3391
- Titles, registration in, 3259
- Use of excess as compensation, 3391
- Value when determined, 3396
- Vesting re deferred highway, 3394
- When occupant deemed owner, 3259
- Land Titles Act*, referred to, 3259, 3401
- Lane, width of, 3511
- Laundrymen, licensing, regulating, governing, 3455
- Laundries, controlling location in city, 3461
 - Licensing and regulating, 3455
 - Prohibiting in city areas, 3461
 - Regulating in cities, 3461
 - Undesirable location, license refused, 3455
 - Women when exempted, 3455
- Lavatories, establishing and maintaining, 3455
 - Establishing in township, 3473
- Leaflets soliciting votes, prohibition and penalty, re, 3312
- Lease, for exhibition purposes, 3416
- Lending libraries, licensing, regulating, governing, 3457
 - Maximum fee for license, 3457
- Libraries, granting aid to public, 3416
 - In police villages, 3532
 - Licensing, regulating, governing, lending, 3457
 - Maximum fee for license, 3457
- Licenses, appeal from police commissioners 3361
 - Discretion re granting, 3361

Licenses, *cont'd*

- Discretion re refusing, 3361
- Enforcing payment of fees, 3360
- Fee may be a tax, 3360
- Fixing fees for, 3360
- In police villages, fixing of, 3532
- Limiting number of pool tables, 3361
- Power of police trustees re, 3532
 - To issue, 3360
 - To prohibit without, 3360
- Refunding fee on revocation, 3361
- Lien, for sewer rents, 3432
 - For taxes, priority of, 3272
- Lieut.-Gov., approval to certain by-laws, 3507
 - Proclamation uniting townships, 3267
- Life Boat Associations, granting aid to, 3455
- Lights, requiring on vehicles, 3454
- Lime, in police villages, penalty re, 3534
 - In police village, regulating, 3534
- Limitation of actions, damages for non-repair, 3499
 - Re parking, 3519
- Line Fences Act*, referred to, 3427
- Liquor Control Act*, referred to, 3455, 3477
- Live stock shows, granting aid to, 3416
- Livery stables, controlling location in city, 3461
 - Licensing by police commissioners, 3485
 - In county, 3459
 - Regulating, governing, 3458
 - Prohibiting in certain areas, 3458
 - In city areas, 3461
 - Regulating fares, 3458
 - Fares in county, 3459
 - Hours of labour in, 3485
 - In city, 3461
- Local Improvement Act*, referred to, 3273
 - 3363, 3376, 3380, 3393, 3395
- Local improvements, assumption on annexation, 3273
 - Improvements, by-law undertaking deferred works as, 3395
 - Indemnification on annexation, 3273
 - No assent of electors, 3376
 - Power to complete on annexation, 3273
- Municipality, dealing with food, 3429
 - Dealing with fuel, 3429
 - Defined, 3258
 - Erection of bridges by, 3497
 - Registrar, not council member, 3281
- Lock-up houses, constable in charge, 3413
- Houses, cost of keeping prisoners in, 3413
 - Establishment of, 3413
 - Joint, 3413
 - Maintenance of, 3413
 - Regulation of, 3413
 - Use of county gaols as, 3413
- Keeper, not council member, 3280
- Lodging houses, defined, 3455
 - Fee for license, 3455
 - Licensing, regulating, governing, 3455
 - Not to include standard hotel, 3455
 - Prohibiting runners for, 3444
 - Regulating egress from, 3425
- Logs, keeping creek free from, 3498
 - Keeping stream free from, 3498
 - Notice to remove, 3498
- Lots, enclosure of vacant, 3446
 - Keeping records of, 3444
 - Numbering of, 3443
 - In townships, 3472
 - Record of township, 3473
 - Requiring draining of, 3425
- Lumber yards, controlling in cities and towns, 3466
 - Regulating in cities and towns, 3466
- Machine shop, controlling location in city, 3461
 - Prohibiting in city areas, 3461
 - Regulating in city, 3461
- Magazines, erection of, 3426
 - Sale on streets and highways, 3484
- Magistrate, absence of, deputy to act, 3403
 - Clerk under control of, 3403
 - May commit drunkard, 3414
 - Mayor acting for, 3403
 - Not council member, 3281
 - Police commissioner, 3403
 - Suspension of constables by, 3407
 - Salaries to cease, 3407
- Malfeasance, investigation of charges, 3359
- Mandamus, re bridge disputes, 3503

MUNICIPAL

- Mandamus, *cont'd*
 - Re highway disputes, 3503
- Manufacturers, fixed assessment, 3422
- Manufactures, prohibiting or regulating dangerous, 3441
 - Prohibiting those causing nuisance, 3430
- Manure pits, regulating location and use, 3445, 3469
- Market fees, none, highway used as market, 3451
 - Scale of, 3450, 3451
 - When applicable, 3451
 - None payable, 3449
 - Not applicable, 3451
 - Payable, 3449
- Markets, establishing and regulating, 3446
 - Fees when not imposed, 3449, 3450
 - Leasing by corporation, 3452
 - Measurement of wood, 3448
 - Measuring certain articles, 3447
 - Place for sale of farm produce, 3446
 - Prohibiting criers, 3447
 - Forestalling, regrating or monopoly, 3447
 - Purchase for resale, 3447
 - Sale on highway, 3446
 - Vendors of smallwears, 3447
 - Regulating sale on highway, 3446
 - Vending vehicles, 3447
 - Regulation of sales, 3452
 - Sale of meat distrained for rent, 3447
 - Scale of fees, 3450
 - Selling by corporation, 3452
 - Weighing certain articles, 3447
- Massage parlours, inspecting and regulating, 3455
- Massagists, licensing, regulating, governing 3455
- Master in Chambers, appeal lies from order, 3332
 - In Chambers, appeal to Supreme Court Judge, 3332
 - Defined, 3327
 - Enforcing order, 3332
 - Order declaring seat vacant, 3332
 - Powers on motion to declare seat vacant, 3330
 - Of titles, not council member, 3280
- Mayor, acting for magistrate, 3403
- Appointment of substitute, 3347
- Head of city council, 3346
 - Of town council, 3346
- Ex officio* justice of the peace, 3402
- May call *posse comitatus*, 3347
 - Commit drunkard, 3414
- No substitute for, on police commission, 3348
- Police commissioner, 3403
- Powers of substitute, 3347
- Presiding officer in absence, 3342
- Remuneration, 3347
- Suspension of constables by, 3407
 - Salaries to cease, 3407
- Vacancy, how filled, 3326
- Meat, inspection of, 3428
 - Licensing sale of less than quarter carcass, 3481
 - Maximum license fee, 3481
 - Regulating exposure for sale, 3428
 - Storage and handling, 3480
- Meetings of council, adjournment of, 3341
 - Of council, appointment of presiding officer, 3340
 - Committees of county, voting, 3341
 - Date and place of first, 3338
 - Equality of votes, negative question, 3341
 - Exclusion for improper conduct, 3340
 - Head of council to preside, 3340
 - Member not to vote for self, 3341
 - No vote by ballot, 3341
 - Ordinary, are open, 3340
 - Quorum, 3340
 - Special calling of, 3340
 - May be closed, 3340
 - Voting open, 3341
 - Recorded, 3341
 - Of police trustees, 3526
- Member, defined, 3258
- Members of council, certificate re county council, 3339
 - Contracts with corporation void, 3283
 - Declarations before business, 3338
 - Of office, 3356

Members of council, *cont'd*

- Disqualification, 3280
 - Borrowing beyond limit, 3390
 - Re sinking fund, 3384
- Disqualified as auditor, 3352
- Fees of utility commission, 3487
- How composed in town, 3277
- In city, 3275
- In county, 3275
- In towns in unorganized territory, 3276
- In township, 3278
- In village, 3278
- Investigation of malfeasance, 3359
- Liability for diversion of sinking fund, 3384
 - Re unauthorized investments, 3386
- Majority to hold meetings, 3326
- May be justice of the peace, 3402
 - Elect alderman, 3326
 - Mayor, 3326
- Not liable for non-repair, 3501
- Not to vote for self, 3341
- Payment of, 3350
- Persons exempted, 3283
 - Enumerated, 3284
- Proceedings, when disqualified, 3324
- Prohibition re unauthorized investments, 3386
- Qualification for, 3279
- Remuneration, 3487
 - As road commissioner, 3488
 - Overseer, 3488
 - Superintendent, 3488
 - Of mayor, 3347
 - Of reeve, 3347
 - Of warden, 3347
- Resignation before eligible for another office, 3282
 - With consent, 3324
- Tenure of office, 3292
- Two-year term provided, 3292
- Warrant for new election, 3325
- What to cause vacancies, 3324
- Where head receives salary, 3487
- Memorial homes for soldiers, agreement between municipalities, 3420
- Homes for soldiers, establishing and granting aid to, 3419
- Exemption from taxation, 3420
- Windows, assent of electors not required, 3418
- Erection re commemoration of soldiers, 3418
- Issue of debentures for, 3418
- Menageries, prohibiting, regulating and licensing, 3482
- Mental defectives, support of destitute by county, 3487
- Mental Hospitals Act*, referred to, 3487
- Mental incompetent, claim for compensation, 3398
- Mentally ill, support of, 3487
- Merchandise, prohibiting sale on private lands, 3462
- Merry-Go-Rounds, regulating and licensing, 3482
- Messengers, regulating by police commissioners, 3485
- Mile posts, erection by Ontario Motor League, 3506
- Penalty for defacing, 3506
- Power of Canadian Wheelman's Association to erect, 3506
- Militia, adding to drill pay, 3419
 - Granting aid to, 3419
 - Providing equipment, 3419
- Milk tickets, regulating use of, 3442
- Minister of Lands and Forests, declaration of incorporation by, 3267
- Minors, bootblacks, by-laws re, 3485
- Minutes of council, keeping of, 3348
 - Right to inspect, 3348
- Misfeasance, limitation of actions re, 3499
- Mistake, effect on election, 3323
 - In opening road allowance, 3510
- Mode of trial, to declare seat vacant, 3330
- Money by-laws, action to quash part, 3381
 - Action to quash, registered, 3380
 - Amount of debt created, 3373
 - Of existing debt, 3373
 - Amounts raised annually, 3374
 - Application to quash part, 3381
 - Registered, 3380

MUNICIPAL

Money by-laws, *cont'd*

- Approval of Department of Health, 3373
- Assent of electors required, 3376
- Certificate of dismissal re, 3381
- Certification of voters' list, 3367
- Changing mode of issuing debentures, 3374
- Day when take effect, 3375
- Debts when payable, 3373
- Decreasing rate of interest, 3379
- Defined, 3258
- Equal annual instalments, 3374
- Failure to register, 3381
- Farmers' daughters excepted, 3366
 - Sisters excepted, 3366
 - Sons excepted, 3366
- Five, ten, twenty, thirty years, 3373
- Illegal not validated, 3381
- Including several in one notice, 3365
- Increasing rate of interest, 3379
- Instalments of principal and interest, 3374, 3374
- Multiples of \$100, 3374
- No registration re local improvement, 3380
 - Re municipal drainage, 3380
- Notice of registration, 3380
- Object of, 3373
- One ballot for several, 3365
- Persons entitled to vote on, 3366
- Penalty re neglect to carry out, 3380
 - Re registration, 3380
- Preparation of voters' list, 3367
- Recitals in, 3373
- Registration of, 3380
- Repeal, 3379
 - When to take effect, 3379
- Revision of list by Judge, 3367
- Submission in police villages, 3529
- Tenants excepted, 3366
- Value of rateable property, 3373
- When assent not required, 3376, 3377
 - Debentures payable, 3373
 - Not repealed, 3379
 - Valid, 3381
- Monopolies, certain allowed, 3361
 - Fee re certificate, 3361
- Prohibition re granting, 3361
- Monuments, erection for commemoration of soldiers, 3418
 - Memorial on highway, 3419
- Morality, general by-laws re, 3360
 - Regulations re, 3360
- Motor drivers, licensing, regulating, governing, 3458
 - Trucks, regulating housing in city, 3462
- Vehicles, authorizing and assigning stands for, 3438
 - Licensing by police commissioners, 3485
 - Of drivers, 3458
 - Of public garages, 3463
 - Operation of busses, 3469
 - Regulating housing of motor trucks in city, 3462
 - Sale by police commissioners, 3405
- Moving picture shows, controlling location in city, 3461
 - Prohibiting in city areas, 3461
 - Regulating and licensing, 3481
 - In city, 3461
- Municipal Arbitrations Act*, referred to, 3400
- Municipal Board, adjustment of assets and liabilities by, 3265
 - Board, amendment of order, 3264
 - Annexation of district to village, 3262
 - Of land to city, 3262
 - To town, 3262
 - To township, 3262
 - Of town to urban municipality, 3265
 - Of village to urban municipalities, 3265
 - Annexing part of township, 3263
 - Application deferring entry, 3395
 - For extension, 3375
 - Approval, condition precedent, 3437
 - Of change of interest rate, 3379
 - Of debentures in sterling, 3376
 - For reflooring bridge, 3501
 - Of extension of works, 3437
 - Of forms by, 3537
 - Of repeal of by-law, 3379
 - Of restricted district, 3435
 - Zone, 3435
 - Re borrowings, 3437

Municipal Board, *cont'd*

- Approval re bridge, 3377
 - Re debentures, 3375
 - Re fire hall, 3440
 - Re rates, 3382
 - Re sinking fund debentures, 3375
 - Re temporary loans, 3389
- Contents of order, 3263
- Decrease of bus fares by, 3469
- Defined, 3258
- Direction for redemption of debentures, 3385
 - Re sinking fund, 3385
- Disputes re deviation of county boundaries, 3506
- Entering on date named, 3395
- Extension of time for issue of debentures, 3375
 - For passing by-law, 3370
- Increase of bus fares by 3469
- Investments with approval of, 3384
- May order vote, 3264
- No assent of electors re order, 3377
- Order erecting city, 3263
 - Erecting town, 3263
 - Police villages, 3524
 - For new corporation, 3269
 - Incorporating town, 3263
 - To local municipality re food, 3429
 - Re fuel, 3429
- Powers, re deferred works, 3394
 - Re erection of police village, 3523
 - Re extension of police village, 3524
 - To enforce agreement, 3392
- Relieving rebuilding of bridges, 3500
- Repeal of by-law for deferred works, 3394
- Separation of farm lands, 3264
- Corporation liability re illegal by-laws, 3394
 - Liability re illegal order, 3402
 - Resolution, 3402
 - No security re quashing by-law, 3372
 - Right to action re agreements, 3401
- Electors, annexation procedure where no, 3264
- Assent to annexation, 3265

- Defined, 3258
- Municipal Board ordering vote, 3264
- Officers, appointment of, 3420
 - Persons exempted enumerated, 3284
 - Remuneration of, 3420
- Works, inspection by Board of Control, 3342
- Municipal Drainage Act*, referred to, 3273, 3380
- Municipal Franchise Act*, referred to, 3430, 3458, 3519
- Municipality, defined, 3258
 - Territory added to another county, 3265
- Music halls, regulating and licensing, 3481
- Musical instruments, regulating and prohibiting playing, 3484
- Muskoka, expenditure for publicity purposes, 3489
- Names, townships on separation, 3269
- Naphtha, regulating, 3426
- National Waterways Association, contributions by cities over 50,000, 3466
 - Membership, cities of 50,000, 3466
- Negligence Act*, referred to, 3499
- New corporation, adjustment of assets and liabilities, 3270
- Corporation adjustment of assets and liabilities, on annexation, 3271
- Assumption of local improvement, 3273
- By-laws of old corporation in force, 3269
- City, erection of, 3263
- Date when incorporation takes effect, 3269
- Duties of returning officer re, 3269
- Election in, 3288
- Electors in, 3287
- Formation of, 3260
- Jurisdiction of old council pending new, 3274
- Liability for debts on annexation, 3271
 - Re local improvement, 3273
- Matters consequent upon formation, 3269
- Nomination meeting in, 3288
- Power to complete local improvement, 3273

MUNICIPAL

New corporation, *cont'd*

Repealing of by-laws by, 3270

Sureties, effect of separation of junior township on, 3274

Town, erection of, 3263

Township, erection of, 3266

Village, erection of, 3260

Voters' list at first election, 3300

Election, order for, 3331

Procedure re, 3325

Time for holding, 3325

When held, 3325

Who to be officers, 3325

New Year's Day, polling on, 3289

Newspaper proprietors, when not disqualified as council members, 3282

Newspapers, sale on streets and highways, 3484

Night soil, prohibiting daytime hauling, 3430

Watchman, appointment and payment, 3445

Special rate for expenses, 3446

Nitro-glycerine, regulating, 3426

Noises, prohibiting and regulating, 3430

Nomination meetings, appointment of place for, 3292

By-law fixing, in city, 3288

Time for, 3291

For new election, 3325

In new corporations, 3288

Interruption by riot, 3316

New, on death of candidate, 3291

Nominations in writing, 3289

Notice of, 3288

Options re date of, 3291

Procedure when falls on Christmas, 3288

Proceedings, 3289

Resignations in writing, 3289

Result certified to clerk, 3290

Returning officer declaring candidate elected, 3289

Presiding, 3289

Time and place of, 3287

Where election by general vote, 3288

By wards, 3288

Where township adjoins urban municipality, 3288

Nominee of corporation, appointment of, 3366

Voting powers re money by-laws, 3366

Nonfeasance limitation of actions re, 3499

Non-repair, adding party defendant, 3502

Contractors, liability of, 3501

Employees not liable, 3501

Limitations of actions re, 3499

Members of council not liable, 3501

Officers, not liable, 3501

Remedy over for damages, 3502

North Renfrew, provisions re, 3356

Notices, forms of, approval by Municipal Board, 3537

Of injury, effect of death on, 3500

Failure to give, 3500

Re non-repair, 3499

Of motion, relator, 3329

Hearing of, 3329

Mode of trial, 3330

One motion against several, 3329

Service of, 3329

Who to hear, 3330

Of nomination meetings, 3288

Of promulgation of by-law, form of, 3554

Of registration of by-law, form of, 3554

To owner, re proposed restricted district, 3436

Re proposed restricted zone, 3436

Nuisances, in police villages, penalty re, 3535

In police villages, prohibiting, 3535

On highway, action for damages on, 3500

Regulating manufactures when, 3430

Trades when, 3430

Nursing Sisters, allowances to dependants of deceased, 3420

Making grants to returned, 3420

Memorial homes for, 3419

Special poll for, 3307

Oath, administering to electors, 3309

By deputy returning officer, after poll, 3315

By deputy returning officer, form, 3550, 3551

Oath, *cont'd*

- Elector not to vote after refusal, 3309
- Form of, for electors, 3309, 3547
- Of friends of blind voter, 3311
- Of poll clerk after poll, 3315
- Of secrecy, form, 3319, 3550
- Of voter, 3308
 - Form, 3547
- Refusal of voter to take, 3308
- Report of violation to Crown Attorney, 3319
- Voting on certificate, 3303
- Oaths, administration by auditors, 3353
 - Examination of witnesses by police commissioners on, 3405
 - Form, of poll clerk, 3549, 3551
 - Of returning officer, 3551
 - Hearing re county bridges, 3495
 - Of members of police force, 3405
 - Of office, administration of, 3357
 - By election officers, 3357
 - Of deputy returning officer, 3357
 - Of poll clerk, 3357
 - Of returning officers, 3357
 - Of poll clerk, form of, 3549, 3551
 - Of returning officer, form of, 3551
 - Of voters on by-laws, 3368
 - Re voting on certificate, 3303
 - Who may administer, 3322
- Objections, township incorporation, hearing re, 3267
- Obstruction to view of drivers, agreement for removal, 3511
- Occupant of land, when deemed owner, 3259
- Offal, prohibiting daytime hauling, 3430
- Office, filling of vacancies, 3326
 - Form, declaration of, 3551
 - Location of county, 3339
 - Of township, 3339
 - New election, 3325
 - Procedure on disclaimer of, 3326
 - Proceeding to declare vacant, 3330
 - Removal from, election invalid, 3331
 - Resignation by member, 3324
 - Tenure of, of officials, 3358
- Officers, appointment by Board of Control, 3343

- Appointment of municipal, 3420
- Dismissal by Board of Control, 3343
- Furnishing of security by, 3355
- Granting aid for superannuation fund, 3456
- Gratuities, 3358
- Include gaoler, 3359
 - Officers of gaol, 3359
- Investigation of malfeasance charges, 3359
- Members of association, 3420, 3421
- Nature of security, 3355
- Nomination by Board of Control, 3343
- Not council members, 3280
- Not liable for non-repair, 3501
- Not nominated by Board of Control, 3344
- Payment of expenses, 3323
- Remuneration, 3358
 - Not settled by tender, 3358
 - Of municipal, 3420
- Retiring allowances, 3358
- Sureties, effect on separation of townships, 3274
- Suspension by Board of Control, 3343
- Official arbitrator, where no, 3400
- Oil filling stations, controlling location in city, 3462
- Prohibiting in city areas, 3462
- Regulating in cities, 3462
- Ontario Motor League, erection of danger signals, 3506
- Motor League erection of guide posts, 3506
 - Erection of mile posts, 3506
- Municipal Union, corporation becoming member, 3420
 - Officers becoming members, 3421
- Safety League, corporation becoming member, 3421
- Order, amendment of, 3332
 - Declaring seat vacant, 3332
 - Judgment of Court, 3332
- Ore works, power to fix assessment of, 3422
- Originating notice, determining bridge disputes, 3503
 - Determining highway disputes, 3503

MUNICIPAL

- Outhouses, regulating location and use, 3445, 3469
- Out-of-door relief, granting aid to, 3414
- Ovens, regulating construction of, 3442
- Overseers of highways, remuneration of council member as, 3488
- Owner, defined, 3391
 - Disqualification of, as council member, 3281
 - When occupant deemed, 3259
- Packets, depositing in ballot box, 3314
 - Separate, for ballots, 3313
- Parades, regulating by police commissioner, 3485
- Parking, fee for, 3519
 - Limitation of actions re, 3519
 - Meters for controlling, 3519
- Parks, accepting land dedicated, 3421
 - Acquiring land for, 3421
 - Debts payable in 30 years, 3373
 - In police villages, 3530
 - Memorial for soldiers, 3419
 - Not included in area, 3261
 - Record of township, 3473
- Party walls, regulating erection, 3442
- Passageways, powers re, between buildings, 3467
 - Towns, villages and townships, 3467
- Pathmasters, overseers of highways, 3472
 - Powers of township, 3472
- Patriotic organizations, granting aid to, 3419
- Pavements, prohibiting spitting on, 3434
- Payment into court, no leave of Judge re, 3392
 - Re expropriated land, 3392
- Peanuts, prohibiting sale on highway, 3478
- Pedlars, licensing and regulating, 3476, 3477, 3478
- Penalties, application of, 3522
 - Enforcement of by-laws, 3522
 - In police villages, re fire prevention, 3533
 - Re fire protection, 3534
 - Re nuisances, 3535
 - Powers of police trustees to impose, 3537
 - To restrain by action, 3522
 - Proof of by-law re, 3522
 - Recovery in police villages, 3535
 - Want of proof, 3522
- Penalty, altering poll book, 3320
 - Altering voters' list, 3320
 - Defacing posts on highways, 3506
 - Destroying election documents, 3321
 - Diversion of sinking fund, 3384
 - Failure of clerk re certificate, 3279
 - To furnish ballot boxes, 3298
 - False entries in financial statement, 3356
 - Falsifying poll book, 3320
 - Voters' list, 3320
- For abettors, 3321
- For bribery, 3336
- For excess borrowings, 3390
- For false pretences, 3337
- Hawkers and peddlers, 3478
- In police villages, sale of gunpowder, 3534
- Misapplication of revenues, 3390
- Neglect of duties, 3321
 - Re money by-laws, 3380
- Offences re ballot boxes, 3321
 - Re ballot papers, 3321
- Omission to initial ballots, 3321
- Power to impose, 3521
 - To recover, 3521
- Re assessment roll certificate, 3302
- Re automobile service stations, 3465
- Re conveyances, 3336
- Re declarations at advance poll, 3306
- Re licensing of vehicles, 3463
- Re registration of money by-laws, 3380
- Re weight of coal and coke, 3448
- Recovery, re destroying election documents, 3321
- Returns by clerk re, 3349
 - Of treasurer re, 3350
- Transient trader, 3484
- Treasurer, re sinking fund statement, 3384
- Tying animals to trees, 3517
- Undue influence on voters, 3337
- When not recoverable, 3338
- Wilful miscounting of ballots, 3321
- Person of unsound mind, claim for compensation, when, 3398
- Personal estate, adjustment of, on separation of townships, 3271
 - Injury liability, snow and ice, 3499
- Personation, offence of, 3320
 - Offering reward for conviction, 3414

- Personation, *cont'd*
 Penalty for, 3321
 Petition, for erection of village, 3260
 Of electors, re questions, 3278
 Re repeal of by-law, 3278
 Petroleum, regulating, 3426
 Petty Chapmen, licensing, regulating, governing, 3476
 Philanthropic society, granting aid to, 3453
 Pictures, prohibiting posting of indecent, 3430, 3474
 Piers, erecting and renting, 3417
 Pigs, holding public fairs re, 3476
 Prohibiting on street, when, 3445
 Pipes, agreement re use of, 3431
 Authorizing transmitting of electricity, 3430
 Laying, transmitting steam, 3433
 Pits, prohibiting making of, 3444
 Regulations re, 3514
 Placards, prohibiting posting indecent, 3430
 Planing mills, controlling, in cities and towns, 3466
 Regulating, in cities and towns, 3466
Planning and Development Act, referred to, 3501, 3511
 Play bills, prohibiting posting indecent, 3430
 Plumber shops, controlling location in city, 3461
 Prohibiting in city areas, 3461
 Regulating in city, 3461
 Plumbers, journeyman plumber, defined, 3482
 Licensing and regulating, 3482
 Master plumber, defined, 3482
 Poles, authorizing transmitting of electricity, 3430
 Erecting on county roads, 3458
 Police commissioners, agreement for city police in environs, 3408
 Commissioners, appointment of chairman, 3404
 Appointment of police force, 3405
 By-law, copy as evidence, 3405
 How authenticated, 3405
 How proved, 3405
 By-laws by, 3474, 3485
 Cities and towns to have, 3403
 Constables at polling places in schools, 3295
 Constitution of board, 3403
 County judge is, 3403
 Decision re license appealable, 3361
 Designation of judge, 3403
 Of magistrate, 3403
 Discretion in granting license, 3361
 In refusing license, 3361
 District Judge is, 3403
 Entitled to proceeds of sale, 3406
 Force of notice by, 3405
 In counties, how composed, 3404
 Magistrate is, 3403
 Mayor is, 3403
 Notice of sale, 3406
 Power re examination on oath, 3405
 To license, 3360
 Procedure for sale, 3406
 Public meetings of, 3404
 Quorum of, 3404
 Refunding fee on revoking license, 3361
 Regulations re police force, 3405
 Remuneration of, 3404
 Repeal of by-law constituting, 3404
 Sale of stolen property, 3405
 Of unclaimed property, 3405
 Submission of estimates, 3406
 When presiding officer, 3404
 Resident appointed, 3404
 Police force, appointment of, 3405
 Constitution in cities and towns, 3405
 Duties of, 3407
 Granting aid to superannuation fund, 3456
 Grants to children of, 3406
 To widows of, 3406
 High constables in county, 3407
 Indemnification of, 3406
 Oaths of members, 3405
 Powers of, 3405
 Regulations re, 3405
 Remuneration of, 3407
 Salaried, application of fees, 3407
 Subject to police commissioners, 3405
 Suspension of, 3407
 Use of city, in environs, 3408

MUNICIPAL

- Police office, accommodation for clerk, 3403
- Office provided by council, 3403
 - Cities and towns to have, 3402
 - Clerk of, duties, 3403
 - Fees belong to corporation, 3403
 - Under Magistrates control, 3403
 - Justice of the peace acting, 3403
 - Magistrate to attend daily, 3402
 - Mayor to attend daily, 3402
- Signal system, purchasing and installing, 3456
 - When electors assent unnecessary, 3456
- Village, erection of, into village, 3262
 - Hall, acquiring land for, 3529
 - Trustees, declaration of office by, 3356
- Villages, acquiring land for exhibitions, 3530
 - Acquiring land for gardens, 3530
 - For park, 3530
 - Annexing territory to, 3523
 - Appointment of constable, 3532
 - Of inspecting trustee, 3526
 - Area in provincial judicial district, 3525
 - Assent of electors for fire engines, 3530
 - Authentication of by-laws in, 3533
 - By-law for erection into, 3523
 - By-laws fixing proportions, 3531
 - Levying special rates, 3531
 - Of trustees, 3525
 - Service of copies, 3531
 - Certified copies of by-laws in, 3533
 - Construction of electric light works, 3529, 3536
 - Of gas works, 3536
 - Of heat works, 3536
 - Of sidewalks, 3529
 - Of water works, 3536
 - Contracts for heat supply, 3529
 - For light, heat, power, 3528
 - Of trustees, 3525
 - Debenture issue for fire engines, 3530
 - Deductions from township rates, 3527
 - Duties of township assessors, 3527
 - Election of trustees, 3525
 - Erection, 3522
 - Into villages, 3524
 - Extension of limits, 3524
 - Filling of vacancies in, 3526
 - Fire engines, use by township, 3530
 - First meeting of trustees, 3526
 - Formation, 3522
 - In provincial judicial district, 3524
 - General powers of trustees, 3525
 - Highways improvements in, 3528
 - Incorporation of board of trustees, 3535
 - Issue of debentures, 3529
 - Levying of rates in, 3526
 - Lighting highways in, 3529
 - Limit of rates in, 3526
 - Limitation of cost of fire engines, 3530
 - Orders of Municipal Board erecting, 3524
 - Of trustees, 3528
 - Payments by township treasurer, 3528
 - Petition for erection into, 3523
 - Powers of Municipal Board, re erection, 3523
 - Re extension, 3524
 - Prevention of fire in, 3533
 - Prohibition of nuisances, 3535
 - Of sale of gunpowder at night, 3534
 - Public utilities in, 3528
 - Purchase of fire engines, 3529, 3530
 - Qualification of electors, 3526
 - Of trustee, 3526
 - Recovery of penalties, 3535
 - Remuneration of constable, 3532
 - Of trustee, 3526
 - Returning officer, appointment, 3525
 - Sidewalks, construction of, 3528
 - Special powers of trustees, 3532
 - Statement of maintenance of parks, 3531
 - Statute labour, commutation in, 3528
 - Performance in, 3528
 - Storing of gunpowder in, 3534
 - Submission of money by-laws, 3529
 - Trustees to prosecute offenders, 3535
 - Voters list for, 3525
 - Water supply in, 3528
- Poll, advance, 3305
 - Advance, changing hours, 3305
 - Counting votes, 3307
 - Declaration required, 3306
 - Deputy returning officer, 3305
 - For commercial travellers, 3305
 - For railway employees, 3305

Poll, cont'd

- Advance oath of voter, 3307
 - Opening ballot box, 3307
 - Penalty re declaration, 3306
 - Poll book record, 3306
 - Proceeding at, 3305
 - Qualification to vote, 3307
 - Sealing ballot box, 3307
 - When held, 3305
 - Opened, 3305
 - Who may vote at, 3305
- Ballot not taken away, 3310
 - Paper account, 3313
- Book, advance poll, 3305
 - Altering, penalty for, 3320
 - Certificate at close of poll, 3312
 - Delivery to deputies, 3302
 - Depositing in ballot box, 3314
 - Falsifying, penalty for, 3320
 - For first election, 3300
 - Form of, 3545
 - Initialling electors' names in, 3309
 - Penalty for destroying or injuring, 3321
 - Record re advance poll, 3306
 - Right to inspect, 3348
- By-law, fixing time for, 3291
 - For advance, 3305
 - In force till repealed, 3304
 - Varying time, 3304
- Cancelled ballots, 3311
- Casting vote by clerk, 3316
- Certificate of, 3314
- Clerk, appointment of, 3292
 - By deputy returning officer, 3293
 - At advance poll, 3306
 - Duty of, at poll, 3308
 - Form of oath, 3549, 3551
 - Non-attendance at poll, 3293
 - Oath after counting votes, 3314
 - After poll, 3315
 - Of office, 3357
 - Of secrecy by, 3319
- Offences re ballot boxes, 3320
 - Papers, 3320
- Penalty for altering poll book, 3320
 - For altering voters' list, 3320
 - For destroying election documents, 3321
 - For falsifying poll book, 3320
 - Voters' list, 3320
 - For neglecting duties, 3321
 - For offences re ballot boxes, 3321
 - Papers, 3321
 - For violation of secrecy, 3322
 - For wilful contravention, 3322
 - Miscounting ballots, 3321
 - Permitted at polling place, 3311
 - Refusal to act, 3293
 - Reporting violations of secrecy, 3319
 - Voting where stationed, certificate, 3303
 - When to act as deputy, 3297
- Compartment, exclusion from, 3310
- Counting of ballots, 3312
- Date of holding, 3289
- Declaration of result by clerk, 3316, 3318
- Duty of deputy returning officer at, 3308
 - Of poll clerk at, 3308
- Incapacity of voter, 3310
- Interruption by riot, 3316
- Oath of secrecy at, 3319
 - Of voter, 3308
- Opening of ballot box, 3312
- Options re date of, 3291
- Penalty for violation of secrecy, 3322
- Procedure on tender of vote, 3308
- Proceedings after close of, 3312
- Return of ballot box to clerk, 3314
- Secrecy of proceedings at, 3319
- Special, for soldiers' hospitals, 3307
- Statement of results, 3313, 3314
- Tender of vote, 3311
- Time for closing, 3304
 - For opening, 3304
- Voting by ballot, 3304
 - When candidate not present, 3322
- Polling places, appointment of, 3292
 - Places, appointments re voting on by-laws, 3365
 - Appointment re voting on question, 3365
 - By-law determining, 3293
 - Compartment at, 3300
 - Failure of council to appoint, 3296
 - For new election, 3325
 - Materials for voting at, 3299
 - Township, in adjoining municipality, 3296

MUNICIPAL

Polling, *cont'd*

- Places, use of schools for, 3295
- When clerk to select, 3296
- Who may be present, 3311
- Subdivisions, alteration of, 3293
 - Appeal re, 3294
 - Boundaries of, how fixed, 3293
 - By-law, filing with Clerk of the Peace, 3294
 - Change made after voters' list, 3294
 - Determining number of electors, 3294
 - Division of municipality into, 3293
 - New, when necessary, 3294
 - Number of electors in, 3293
 - Numbering of, 3294
 - Procedure when no, 3302
 - Uniting of, by-law for, 3295
 - Wrongly formed, 3294
- Pool tables, licensing and regulating, 3481
 - Limiting licenses re, 3361
 - Number of, 3361
- Poor, out-of-door relief, 3414
- Population defined, 3258
 - How determined, 3278
- Porches, removal, projecting into highways, 3518
 - Removal, when projecting, 3417
- Posse comitatus, mayor may call out, 3347
- Posters, prohibiting and regulating, 3432
 - Prohibiting posting indecent, 3430, 3474
- Poultry, inspection of, 3428
 - Regulation re exposure for sale, 3428
- Pounds, appraising damages, 3431
 - Determining compensation, 3431
 - Impounding animals at large, 3431
 - In police villages, 3532
 - Providing for animals, 3431
- Power Commission Act*, referred to, 3283, 3431
- Power, borrowing, re supplying police villages, 3528
 - Contracts supplying police villages, 3528
 - Poles, erecting on county roads, 3458
 - Trustees in police village, 3525
 - Works, borrowing money for extension, 3436
 - Debts payable in thirty years, 3373
 - Powers of police trustees re, 3536

- Precipices, regulations re, 3514
- Premium note, re fire insurance, 3376
- Prescribed defined, 3258
- Presiding officer, acting as controller, 3342
 - Appointment of, 3340
 - Casual absence of, 3340
 - In absence of head, 3340
 - May vote, 3340
- Pressers, licensing, regulating, governing, 3479
 - Tariff of charges, 3479
 - Varying requirements, 3479
- Prisoners, contribution for maintenance, 3411
 - Expenses conveying to lock-up, 3413
- Private drains, regulating altering of, 3425
 - Hospitals, controlling location in city, 3462
 - Egress from, 3425
 - Granting aid to, 3417
 - Prohibiting in city areas, 3462
 - Regulating in cities, 3462
- Private Sanitaria Act*, referred to, 3414
- Privies, expenses cleaning, 3424
 - Regulating construction and drainage of, 3424
 - Requiring closing and filling up, 3434
- Privy vaults, expenses cleaning, 3424
 - Regulating construction and drainage of, 3424
 - Requiring closing and filling up, 3434
- Proceedings, continuation of preceding councils, 3360
- Disqualification of counsel, 3281
 - Of persons having, 3281
 - Of solicitor, 3281
- To declare seat vacant, affidavit, filing of, 3329
 - Affidavit of realtor, 3328
 - Appeal, 3332
 - Evidence *viva voce*, 3329
 - Hearing of motion, 3329
 - How entitled, 3328
 - Mode of trial, 3330
 - Naming of witnesses, 3329
 - Notice of motion for, 3329
 - Order, after hearing, 3332
 - Powers of Judge, 3330

- Proceedings to declare seat vacant, *cont'd*
 Powers of Master in Chambers, 3330
 Production of documents, 3330
 Recognizance, 3328
 Rules of practice re, 3334
 Service of notice of motion, 3329
 Who to hear, 3330
 Processions, regulating by police commissioners, 3485
 Proclamation, uniting townships, 3267
 Production, proceedings to declare seat vacant, 3330
 Promissory note, borrowings pending tax collections, 3389
 Execution of, 3389
 Promulgation of by-laws, 3370
 Form of notice, 3554
 Proposed by-law defined, 3363
 Proprietary club defined, 3481
 License to, re billiards, 3481
 Provincial Secretary, declaration of incorporation by, 3267
 Notice to, re annexation agreement, 3262
 Provisional County of Haliburton, provision re, 3356
 Judicial district, area of police village in, 3525
 Erection of police villages, 3524
 Maintenance of boundary lines, 3497
 Of bridges, 3497
 Stopping up highway in, 3520
 Public bathing houses, establishing and granting aid to, 3414
 Buildings, preventing obstruction of aisles, 3426
 Regulating egress from, 3425
 Conveniences, constructing and maintaining, 3455
 Dance halls, controlling location in city, 3462
 Prohibiting in city areas, 3462
 Regulating in city, 3462
 Drives, acquiring land for, 3421
 Fairs, holding for sale of cattle, 3476
 Garages defined, 3464
 Licensing in city, 3464
 Limiting number of, 3465
 Regulating in city, 3464
 Halls, regulating and licensing, 3482
 Public Health Act, referred to, 3316, 3373, 3378, 3425
 Public Health, no assent of electors, 3378
 Hospital, county borrowing re, 3378
 Granting aid to, 3417
 Regulating means of egress from, 3425
 Special powers of, 3378
 Public Inquiries Act, referred to, 3359, 3386
 Public Institutions Act, referred to, 3413
 Public institutions, appointing surgeons for, 3476
 Public Land Act, referred to, 3515
 Public libraries, granting aid to, 3416
 Granting aid to police villages in, 3532
 Officers, sureties, effect of separation of townships, 3274
 Parks, accepting land dedicated, 3421
 Acquiring land for, 3421
 Public Parks Act, referred to, 3421
 Public school board, when member disqualified for council, 3281
 School money, apportionment among school sections, 3386
 Public Schools Act, referred to, 3378
 Public Schools, consent of school board re use, 3295
 Schools, constables at polling places, 3295
 Debts payable in thirty years, 3373
 No assent of electors, 3378
 Payment for use, 3295
 Use of, for polling places, 3295
 Squares, not included in area, 3261
 Public Utilities Act, referred to, 3283, 3378, 3456
 Public Utility Commissioners, appointed railway commissioners, 3283
 Utility Commissioners, declaration of office, 3356
 Elected railway commissioners, 3283
 Contracts for supply to municipality, 3378
 In police village, 3528
 Submitting by-law re, 3364
 Public Vehicles Act, referred to, 3469
 Public vehicles, licensing and regulating, 3468
 Vehicles, licensing drivers of, 3485
 Waters, prohibiting bathing in, 3423

MUNICIPAL

Public, *cont'd*

- Waters, regulating bathing in, 3423
- Works, appeal to Court of Appeal, 3400
 - Claims of infants, 3400
 - Filing claim re, 3399
 - Plans, 3399
 - Specification, 3399
 - Service of notice re, 3399
 - Taking land for, 3399
 - When claim barred, 3400
- Publication defined, 3258
 - Of by-laws, when assent required, 3365
 - Of question, when assent required, 3365
- Publicity purposes, annual expenditure in county, 3459
 - Purposes, annual expenditure in municipalities, 3489
 - In municipalities, 3489
 - In Muskoka, 3489
 - Expenditure re agriculture in county, 3459
- Published defined, 3258
- Qualification at first election in new township, 3266
 - Declaration of, 3289
 - By candidate, 3538
 - Land annexed to urban municipality, 3280
 - Of electors in police village, 3526
 - Of members of council, 3279
 - Of police trustees, 3526
 - Raising questions at election re, 3286
 - To vote, 3284
- Quarries, prohibiting making of, 3444
- Quashing by-laws, application by another municipality, 3372
 - Application for generally, 3371
 - On action for, 3380
 - For corrupt practices, 3371
 - For erection of village, time for, 3261
 - Re money, 3380
 - Time for making application, 3372
 - Unreasonableness no ground, 3360
- Question, equality of votes to negative, 3341
 - Form of ballot papers, 3553
 - Publication of statement re, 3364
 - Submitting to electors, 3415
 - Voting on, 3365

- Quo warranto, proceedings not affected by recount, 3318
 - Proceedings substituted for, 3334
- Quorum of Board of Control, 3342
 - Of council, 3340
- Racing, prohibiting on bridges, 3415
 - Prohibiting on highways, 3415
- Rafts, imposing harbour dues, 3417
 - Regulation of, 3417
- Railings, removal when projecting, 3417
- Railway commissioners, appointed utility commissioners, 3283
 - Commissioners elected utility commissioners, 3283
 - Employees defined, 3304
 - Voting at advance poll, 3305
- Railways, debts payable in thirty years, 3373
- Rateable property defined, 3373
 - Recited in money by-law, 3373
- Rates, approval of Municipal Board re, 3382
 - By-laws for levying, 3382
 - Deficiency, how made up, 3381
 - Limit in police village, 3526
 - Of annual, 3381
 - What levied annually, 3381
 - When deemed due, 3383
- Rating of land to qualify as voter, 3284
- Real estate, ownership on separation of townships, 3270
- Recognizance, allowance of, 3328, 3371
 - Application of deposit, 3371
 - To quash by-law, 3371
 - Deposit in lieu of, 3371
 - Of relator, 3328
 - Proceeding to declare seat vacant, 3328
 - Re scrutiny, 3369
- Recount, application on affidavit, 3316
 - Certificate of Judge on, 3318
 - Costs in Judge's discretion, 3318
 - Declaration of clerk on, 3318
 - Deputy Judges re, 3317
 - Judge's duties at, 3317
 - Expenses on, 3319
 - Notice to candidates, 3317
 - To clerk, 3317
 - Procedure re recount, 3318
 - Proceedings continuous, 3318

Recount, cont'd

- Quo warranto proceedings not affected, 3318
- Recovery of costs, 3319
- Resolution of council for, 3317
- Scale of costs, 3318
- Security for costs re, 3316
- Time limit for application, 3316
- Which ballots recounted, 3317
- Who may attend, 3317
- Reeve, administration of oaths by, 3357
 - Appointment of substitute when, 3347
 - Ex officio* Justice of the Peace, 3402
 - Form of certificate of election, 3550
 - Head of township council, 3346
 - Of village council, 3346
 - Member of county council, 3275
 - No substitute on police commission, 3348
 - Powers of substitute, 3347
 - Remuneration of, 3347
 - When additional vote by, 3275
- Registrar of Deeds not council member, 3280
 - Establishing removal system, 3454
 - Township removal system, 3471
 - Village removal system, 3474
- Special rate to churches, 3454
- System, debts payable in ten years, 3373
- Registrar of Deeds not council member, 3280
- Registration of money by-laws, 3380
 - When in Land Titles, 3259
- Registry Act*, referred to, 3269, 3394, 3410, 3411
- Registry office, agreements re, 3410
 - Arbitration re, 3411
 - No assent of electors, 3376
 - Purchase of land for, 3410
 - Registration of money by-laws, 3380
- Regulations, health, safety, morality, welfare, 3360
- Rejected votes, omission by deputy, 3313
 - What are to be, 3312
- Relator, affidavit, contents, 3328
 - Affidavit, filing of, 3329
 - Hearing of motion, 3329
 - Naming of witnesses by, 3329
 - Notice of motion, 3329
 - Recognizance of, 3328
 - Right to deputy reeve contested, 3328
 - Service of notice of motion, 3329
- Removal from office, election invalid, 3331
- Remuneration of aldermen, 3487
 - Of controllers, 3342
 - Of mayor, 3347
 - Of members of council, 3487
 - Of officers, costs when salaried solicitor, 3358
 - Not settled by tender, 3358
 - Power of council to fix, 3357
 - Special for clerk, 3358
 - Of reeve, 3347
 - Of warden, 3347
- Rent for sewers, 3432
 - Non-payment, disqualifies council member, 3281
- Repair, action for non, 3499
 - Approval of plan, 3501
 - Liability of police trustees for, 3536
 - Re highway and bridges, 3499
 - Of certain land by owner, 3449
 - Remedy over against police trustees for, 3536
- Reserves, record of township, 3473
- Residential streets, declaring certain highways, 3456
- Resignation, disclaimer operates as, 3333
 - Failure of declaration of office, 3357
 - To make declaration means, 3290
 - Of candidates, 3289
 - Renders seat vacant, 3324
- Restaurant, licensing and limiting, 3480
- Retiring allowance, granting to officers, 3358
- Returning officer, appointment, 3292
 - Appointment in police village, 3525
 - Of special constables, 3297
 - Arrests by, 3297
 - As party to declare seat vacant, 3330
 - Certifying result of nomination, 3290
 - Chosen by electors, 3297
 - Clerk, for whole municipality, 3293
 - Conservator of peace, 3297
 - Declaring candidate elected, 3289
 - Duties of, when new corporation, 3269
 - For new election, 3325
 - Form of oath of, 3551
 - Neglecting to act, 3296
 - Oath of office, 3357
 - Of secrecy by, 3319
 - Offences re ballot boxes, 3320

MUNICIPAL

Returning officer, *cont'd*

- Offences re ballot papers, 3320
- Order for payment of costs by, 3332
- Penalty for altering poll book, 3320
 - For altering voters' list, 3320
 - For destroying election documents, 3321
 - For falsifying poll book, 3320
 - Voters' list, 3320
 - For offences re ballot boxes, 3321
 - Papers, 3321
- Posting names of candidates, 3289
- Presides at nominations, 3289
- Refusal to act, 3296
- Reporting violations of secrecy, 3319
- Right of action against saved, 3332
- Returns by clerk, 3349
 - Penalty re, 3349
- Reward for apprehension of thieves, 3453
 - Offering, for conviction re personation, 3414
- Riding, regulating on bridges, 3415
 - Regulating on highways, 3415
- Rifle associations, granting aid to, 3419
- Riot, interruption of election by, 3316
- Rivers, preserving banks, 3417
 - Prohibiting injury, 3417
- Road allowance, filing plan in department, 3521
 - Mistakes in opening, 3510
 - Possession of unopened, 3509
 - Prior right of owners to, 3519
 - Selling original, 3519
 - Timber on original, 3514
 - When owner entitled, 3520
 - Person in possession entitled, 3520
- Roadmaking machinery, debentures for, 3515
 - Debts payable in five years, 3373
 - Purchasing or renting, 3515
- Roads in police villages, regulating driving on, 3532
 - In police villages, regulating riding on, 3532
 - Owned by companies, 3490
 - By individuals, 3490
 - When public highways, 3490
- Roller skating rinks, regulating and licensing, 3482

- Rolling mills, power to fix assessment of, 3422
- Roofing, prohibiting unless incombustible, 3441
- Rules of practice, to declare seat vacant, 3334
- Runners, prohibiting, 3444
 - Purchase of farm produce by, 3447
- Safety, general by-laws re, 3360
 - Regulations re, 3360
 - Zones, setting aside on highways, 3445
- Salaries of controllers, 3342
 - Of officials, costs when salaried solicitor, 3358
 - Fixing of, 3358
 - Not settled by tender, 3358
- Sand, power to take, 3515
- Sanitary conveniences for workmen, 3423
- Sanitation, garbage collection, 3454
- Scaffolding, inspection of, 3430
 - Regulating construction, 3430
- Scavenging system, debts payable in ten years, 3373
- Scholarships, endowing, 3452, 3453
- Schools, consent of school board re use, 3295
 - Constables at polling places, 3295
 - Payment for use, 3295
 - Regulating egress from, 3425
 - Use of, for polling places, 3295
- Scrutiny, application for, 3369
 - Costs of, 3370
 - No appeal re, 3370
 - Notice of, 3369
 - Of votes on by-law, 3369
 - Powers of Judge on, 3370
 - Proceedings re, 3369
 - Recognizance re, 3369
- Scuttles, requiring in roof, 3442
- Seat, disclaimer of, 3333
 - Proceedings to declare vacant, 3328
- Second-hand goods defined, 3475
 - Goods, licensing of dealers in, 3475
 - Shops, licensing, regulating, governing, 3475
 - Prohibiting in city areas, 3463
 - Scope of license, 3475
- Secrecy, form of oath of, 3550
 - Of proceedings at polls, 3319

- Secrecy, *cont'd*
 Oath of, 3319
 Penalty for violation, 3322
 Prosecution for violation, 3319
- Secretary of Board of Control, appointment of, 3344
- Security by bailiff, 3457
 For costs, in recount, 3316
 In recount, disposal of, 3318
- Seeds, destroying of refuse from, 3459
 Purchasing and donating by county, 3459
- Senior township, how determined, 3268
 Liability for debts of union, 3270
 Payment of taxes to, on separation, 3270
 Real estate in, effect of separation, 3270
- Separate school board, when member disqualified for council, 3281
- Schools, consent of school board re use, 3295
 Constables at polling places, 3295
 Payment for use, 3295
 Use of, for polling places, 3295
- Separated town defined, 3258
- Separation, adjustment of assets and liabilities, 3270
 Collection of taxes on, 3270
 Junior township, effect on officials, 3274
 Effect on sureties, 3274
 From union, 3269
 Liability for debts on, 3270
 Names of townships on, 3269
 Ownership of real estate on, 3270
 When to take effect, 3269
- Service stations, licensing and regulating, 3464
- Severance, compensation for damages for, 3393
- Sewage disposal works, borrowing money for extension, 3436
 Construction of, 3415
- Sewer rents, charging for, 3432
 Lien on land for, 3432
- Sewerage, assent of electors required, 3456
 Borrowing money for extension, 3436
 Commission for management, 3456
 Regulations re, 3425
- Sewers, agreement with adjoining municipality, 3415
 Construction of, 3415
- Debts payable in thirty years, 3373
 Extension in adjoining municipality, 3432
- Shareholders, members who are, when not to vote, 3283
 Not disqualified as council members, 3282
- Sheep, holding public fairs re, 3476
 Prohibiting on street, 3445
 Seizure of unslaughtered in cities over 50,000, 3467
- Sheriff, appointment of gaoler, 3409
 Care of county gaol, 3409
 Order for new election, 3331
 Sheriff's bailiff not council member, 3280
- Shops, controlling location in city, 3461
 Prohibiting in city areas, 3461
 Regulating in city, 3461
- Shores, preserving of, 3417
 Prohibiting injury, 3417
- Shorthand, power to take evidence in, 3259
- Side lights, requiring on vehicles, 3454
 Lines, double front concessions, 3509
- Sidewalks, construction in police village, 3528, 3529
 In police village, prohibiting cattle, 3532
 Prohibiting horses, 3532
 Spitting, 3532
 Vehicles, 3532
 Removal of ice and snow, 3532
 Prohibiting cattle and horses on, 3468
 Driving of cattle on, 3444
 Of horses on, 3444
 Spitting on, 3434
 Vehicles on, 3421
 Setting apart highway for, 3507
- Signboards, removal of, 3511
- Signs, charge for use, 3514
 Liability of corporation re, 3514
 Prohibiting and regulating, 3432
 Defacing, 3433
 Pulling down, 3433
 Projecting over sidewalks, 3514
- Sinking fund, action by ratepayers when, 3384
 Application of surplus money, 3384
 Debentures, approval of Municipal Board, 3375
 Investment of, 3384
 Liability for diversion, 3384
 Neglect of council to levy, 3384

MUNICIPAL

Sinking fund, *cont'd*

- Not more than 25% corporation debentures, 3384
- Payment to Provincial Treasurer, 3385
- Penalty re, 3384
- Rate of interest re, 3374
- Redemption of debentures with, 3385
- Statement of treasurer re, 3384
- Treasurer fixing rate of interest, 3385
- Sinks, expense of cleaning, 3424
 - Regulating construction and drainage of, 3424
- Slaughter houses, inspection of, 3433
 - Prohibiting and regulating, 3433
 - In city areas, 3463
- Sleigh runners, prescribing width in counties, 3460
 - Prescribing width in townships, 3460
 - In unorganized territory, 3460
- Sleighting season, keeping township roads open, 3471
- Sleighs, prescribing width of runners, 3460
 - Prohibiting children riding on, 3439, 3468
 - On sidewalks, 3421
- Slips, granting aid for construction, 3417
 - Making and maintaining, 3417
 - Prohibiting injury, 3417
 - Requiring removal of sunken vessels, 3417
- Smoke prevention, in towns, villages and townships, 3468
 - Prohibiting, 3444
- Snow and ice, clearing away from vacant lots, 3433
 - In police villages, length of sidewalk cleared, 3533
 - Removal by owners, 3533
 - Non-liability, injury on sidewalk, 3499
 - Removal in police villages, 3532
 - Requiring removal of, 3433
- Snows Road and Fences Act*, referred to, 3458
- Social welfare, county grants aiding, 3460
- Soldiers, allowances to widows, children. parents, 3420
 - Making grants to returned, 3420
 - Memorial homes for, 3419
- Soldiers' hospital, special poll at, 3307

- Solicitor, costs when salaried, 3358
 - Disqualification of as council member 3281
- Sparring exhibitions, prohibiting, 3433
- Special acts, provision of, not affected, 3259
 - Examiner, directing evidence in short-hand, 3259
 - Rates, collection on annexation, 3274
- Speedways, cities over 50,000, 3467
 - Repealing of by-laws re, 3467
- Spitting, prohibiting, on sidewalks, 3434
- Sports, granting aid to, 3414
- Squares, acquiring land for, 3421
- Stables in police villages, lights in, 3534
 - In police villages, penalty re, 3534
 - Licensing boarding, 3458
 - Livery, 3458
 - Prohibiting fire in, 3441
 - Regulating location and use, 3445, 3469
- Stairs, requiring, leading to roof, 3442
- Standard hotel, not lodging houses, 3455
- Stands, erecting on highways, 3438
- Statement of results, attached to poll book, 3314
 - By deputy returning officer, 3313
 - In duplicate, 3314
 - Certificate of poll, 3314
 - Delivered to clerk, 3314
 - Signing of, 3314
- Statute labour, commutation in police village, 3528
 - Keeping township roads open, 3472
- Steam, authorizing transmission, 3433
 - Engines, operation of portable, in townships, 3471
- Stenographic reporter, fees of, how paid, 3259
 - Taking of evidence by, 3259
- Sterling, issue of debentures in, 3376
- Stolen property, sale by police, 3405
- Stone, compensation for, how determined, 3515
 - Pits, acquiring land for, 3514
 - Power to acquire, 3515
 - Quarries, regulating location of, 3444
- Store on highway, market fees not applicable, 3451
- Stores, controlling location in city, 3461
 - Prohibiting in city areas, 3461

Stores, *cont'd*

- Regulating in cities, 3461
- Stove pipes, in police village, construction of, 3533
- Stoves, regulating construction of, 3442
- Straw, in police village, penalty re, 3534
 - In police village, prohibiting in house, 3534
 - Need not be weighed, 3450
- Streams, expenses of keeping free, 3493
 - Keeping free from brush, 3498
 - From driftwood, 3498
 - From logs, 3498
 - Prohibiting obstruction in township, 3472
- Street commissioner, declaration of office, 3356
 - Commissioner or overseer, remuneration of council member as, 3488
- Intersections, acquiring land at, 3507
 - Agreement re removal of obstructions, 3511
- Overseer, declaration of office, 3356
- Railway, borrowing money for extension, 3437
 - Borrowing without electors' assent, 3437
 - Contracting for watering streets, 3422
 - Safety zones on highways, 3445
 - Special provision re debts, 3362
 - Submission of by-law re, 3364
- Superintendent, remuneration of council member as, 3488
- Streets, declaring residential, 3456
 - Included deferred highway, 3393
 - Keeping records of, 3444
 - Limiting traffic in one direction, 3445
 - Naming and surveying, 3443, 3468
 - In townships, 3472
 - Proceedings re changing name, 3443
 - Prohibiting animals on, 3445
 - Traction engine, 3445
 - Record of townships, 3473
 - Regulating traffic on, 3445
 - Safety zones on, 3445
 - Watering, 3422
- Summary Convictions Act*, referred to, 3427, 3521, 3535
- Summer resorts, maintaining conveniences at, 3473
- Superannuation fund for firemen and constables, 3456
 - For officers and employees, 3456
 - Granting aid to, 3456
- Supplementary voters' list, attestation of, 3301
 - Delivery by clerk to deputy, 3301
- Supreme Court, defined, 3258
 - Judge, appeal from police commissioners, 3361
- Sureties, auditors' report re treasurer's, 3354
 - Notice to, re treasurer, 3351
 - Separation of township, effect on, 3274
- Surety bonds, duty of council re, 3355
 - Filing and returns of, 3355
 - Furnishing by municipal officers, 3355
 - Inspection by council, 3355
 - Notice from department re, 3355
 - Premiums, how paid, 3355
 - Who to furnish, 3355
- Surgeon, appointment of gaol, 3476
- Surveyor, appointment by Judge, 3510
 - Determination of compensation by, 3510
- Surveyors, appointing, 3457
 - Duties of, 3457
- Surveys Act*, referred to, 3457
- Swine, prohibiting and regulating keeping of, 3424
 - Prohibiting on street when, 3445
- Switchback railways, regulating and licensing, 3482
- Tablets, erection, re commemoration of soldiers, 3418
 - Issue of debentures for, 3418
- Tag days, authorizing holding of, 3486
- Tanneries, in certain districts, 3476
 - Prohibition erection of, 3429
 - Regulating erection of, 3429
- Tax collector, not council member, 3280
- Taxes, apportionment by Municipal Board, 3263
 - Apportionment on incorporation of town, 3263
- By-laws disqualifying elector for non-payment, 3424
- Certificate filed by candidate, 3289
 - Of payment after default, 3286

MUNICIPAL

Taxes, *cont'd*

- Collection on annexation of district, 3272
- Defaulters' list re, 3286, 3301
- Disqualification of voter for non-payment 3286
- Exemption from, does not disqualify, 3282
- Limit of rates, 3381
- Non-payment, disqualifies council member, 3281
- Payment of on separation, 3270
- Priority re, 3272
- Raising question re non-payment at election, 3286
- Taxi cabs, licensing and regulating, 3458, 3468
 - Licensing and regulating drivers of, 3485
- Taxis, assigning stands for, 3438
- Teamsters, licensing by police commissioners, 3485
 - Licensing in townships, 3468
 - Regulating, governing, 3458
- Telegraph poles, erecting on county roads, 3458
- Telephone Act*, referred to, 3361
- Telephone poles, regulating and authorizing, 3430
- Temporary loans, by promissory note, 3389
 - Borrowing for current expenditures, 3389
 - Creation of charge re, 3389
 - Execution of promissory note, 3389
 - Guarantee of debentures, 3390
 - Position of lender re, 3389
 - To meet costs of works, 3390
- Tenant, disqualification of as council member, 3281
- Tenders, powers of Board of Control re, 3343
- Tenement houses, defined, 3466
 - Prohibiting in cities and towns, 3466
 - Regulating in cities and towns, 3466
- Tents, controlling location in city, 3462
 - Prohibiting in city areas, 3462
 - Regulating in city, 3462
 - Regulations for human habitation, 3462
- Tenure of office of auditors, 3352
 - Of officials, 3358

- Theatres, controlling location in city, 3461
 - Prohibiting in city areas, 3461
 - Regulating and licensing, 3481
 - Egress from, 3425
 - In city, 3461
- Theatres and Cinematographs Act*, referred to, 3361, 3425, 3481
- Tickets, soliciting votes, prohibition and penalty re, 3312
- Tile manufacture, smoke prevention not to apply, 3444
- Timber, compensation for, how determined, 3515
 - Power to acquire, 3515
 - Selling timber on highway, 3514
- Time, daylight saving, under regulations, 3360
- Tinsmith shops, controlling location in city, 3461
 - Prohibiting in city areas, 3461
 - Regulating in city, 3461
- Tobacco drier, power to fix assessment of, 3422
- Tobacconists, licensing, regulating, governing, 3481
 - Police village, licensing of, 3532
- Tobogganing, prohibition on highways, 3434
 - Regulating on highway, 3434
- Toronto, council in, how composed, 3276
 - Four controllers, 3276
 - Mayor, 3276
 - Provision for Crown Attorney, 3409
 - Two aldermen for each ward, 3276
- Tourist camps, licensing, regulating, governing, 3455, 3469
- Town, appointment of constables, 3406
 - Annexation of land to, 3262
 - Of part of township, 3263
 - To urban municipality, 3265
 - Adjustment of assets and liabilities on annexation, 3271
 - Area of, 3261
 - By-law fixing nomination meetings, 3288
 - By-laws in force on annexation, 3270
 - Of old corporation in force, 3269
 - Certain powers applied to, 3467
 - Contents of order, 3263

Town, *cont'd*

- Council, by-law changing composition, 3277
 - Delivery of financial statement, 3356
 - How composed, 3277, 3278
 - In unorganized territory, by-law changing composition, 3276
 - How composed, 3276
 - Mayor is head of, 3346
 - Posting up of financial statement, 3356
 - Publication of financial statement, 3356
 - Signatories on financial statement, 3356
 - To exercise power, 3259
 - Vacancies, how filled, 3327
 - When entitled to deputy reeve, 3278
- Division of into wards, 3263
- Defined, 3257
- Erection into city, 3263
 - Of new, 3265
 - Of village into, 3263
- Forms of ballot papers, 3539
- Hall, ownership of, on annexation, 3272
- In unorganized territory council, how composed, 3276
- Incorporation in unorganized territory, 3262
- Inhabitants body corporate, 3259
- Jurisdiction of old council pending new, 3274
- Land not included in area, 3261
 - Rating in, 3285
- Liability for debts on annexation, 3271
- Name of municipal corporations, 3259
- New division of wards, 3275
- No addition beyond area, 3261
- Nomination meeting in, 3287
- Not less than three wards, 3263
- Order of Municipal Board incorporating, 3263
- Population of ward, 3263
- Return of ballot boxes, 3315
- Separation of farm lands from, 3264
- Vacancies in council, 3327
- When incorporation to take effect, 3269
- Township, adjustment of assets and liabilities on annexation, 3271
- Annexation of land to, 3262

- Of part to city, 3263
 - To town, 3263
- Appointment of constable, 3406
- By-laws fixing nomination meetings, 3288
 - In force on annexation, 3270
- Clerk, duty re voters' list in police village, 3525
- Collection of taxes on separation, 3270
- Council in unorganized territory, how composed, 3278
 - In unorganized territory, limitations re by-laws, 3508
- Number of electors, how determined, 3278
- Posting up of financial statement, 3356
- Publication of financial statement, 3356
- Reeve is head of, 3346
- Signatories on financial statement, 3356
- To exercise power, 3259
- Vacancies, how filled, 3327
- When entitled to deputy reeve, 3278
- Defined, 3257, 3258
- Erection of part into village, 3260
- Hearing re objections to incorporation, 3267
- In unorganized territory, council, how composed, 3278
- Including part in new city, 3263
 - Part in new town, 3263
- Inhabitants body corporate, 3259
- Jurisdiction of old council pending new, 3274
- Land rating in, 3285
- Liability for debts on annexation, 3271
 - For debts on separation, 3270
- Location of public offices, 3339
- Name of municipal corporation, 3259
- Names of townships on separation, 3269
- Objections to incorporation, 3267
- Polling places, in adjoining municipality, 3296
- Separation, effect on officials, 3274
 - Effect on sureties, 3274
 - When to take effect, 3269
- Union, when to take effect, 3269
- Vacancies in council, 3327
- When incorporation complete, 3267

MUNICIPAL

- Townships adjoining city, by-law of, 3446
 - Agreements for fire protection, 3470
 - Annexation of gores to, 3258
 - By-laws, when abutting on urban municipalities, 3435
 - Certain powers applied to, 3467
 - Chairman of meeting, powers, 3266
 - Fire hall in, 3470
 - Formation in organized territory, 3266
 - Of new, 3266
 - Forms of ballot papers, 3542
 - In unorganized territory, powers, 3473
 - Incorporation of union, 3268
 - Joint fire brigade in, 3471
 - Meeting for incorporation, 3266
 - Petition for incorporation, 3266
 - Qualification of first electors, 3266
 - Seniority in union of townships, 3268
 - Separation of junior from union, 3268, 3269
 - Where in unorganized territory, 3268
 - Union of, 3267
- Traction engines, prohibiting on certain highways, 3445
- Trades, prohibiting those causing nuisance, 3430
 - Regulating those causing nuisance, 3430
- Traffic in police village, 3532
 - Limiting in one direction, 3445
 - Regulating by police commissioner, 3485
 - On county roads, 3459
 - On highways, 3445, 3469
 - Signs, placing on highway, 3518
- Transient traders, crediting fees on taxes, 3485
 - Defined, 3483
 - Fee of farmer as, 3483
 - License displayed, 3484
 - Licensing, regulating, governing, 3483
 - Maximum license fee, 3483
 - Penalty for offences, 3484
 - Not displaying license, 3484
- Travelling expenses, annual appropriation for, 3488
- Treasurer, annual statement re sinking fund, 3384
 - Appointment of, 3349
 - Deputy, 3349
 - Pro tem, 3349
 - Auditors report re sureties, 3354
 - Certificate re taxes, 3286
 - Declaration of office, 3356
 - Disqualified as auditor, 3352
 - Duties of, 3350
 - Furnishes defaulters' list, 3301
 - Furnishing of security by, 3355
 - Half-yearly statement by, 3350
 - Limited liability of, 3350
 - Nature of security, 3355
 - Not council member, 3280
 - Notice to sureties, 3351
 - Of Ontario, fixing interest rate on sinking fund, 3385
 - Investing sinking fund, 3385
 - Payment of sinking fund to, 3385
 - Sinking fund debt to, 3385
 - Disposition of, 3385
 - Part of consolidated revenue, 3385
 - Opening bank account, 3350
 - Payment to member of council when, 3350
 - Penalty re returns, 3350
 - Re sinking fund statement, 3384
 - Pro tem, appointment of, 3349
 - Security of, 3350
 - Tenure of office, 3349
 - Provision on absconding, 3351
 - On dismissal, 3351
 - Returns to department, 3350
 - Statement re payment to other municipalities, 3351
 - To other municipalities, 3351
 - Temporary, loans by, 3389
- Trees on highways, consent re removal, 3517
 - Granting aid for, 3516
 - Penalty for tying animals to, 3517
 - Planting as protection, removal, 3516
 - Powers of police villages, 3532
 - Prohibition re tying animals to, 3517
 - Removal of, 3511
 - Service of notices re, 3517
 - Trees, defined, 3516
- Trustee Act*, referred to, 3384
- Trustees, election in police village, 3525
 - Powers of police village, 3525
- Tussock moths, destruction of, 3465

- Two-thirds vote defined, 3258
- Undertakers establishments, controlling location in city, 3462
 - Prohibiting in city areas, 3462
 - Regulating in cities, 3462
- Undue influence defined, 3337
 - Penalty for, 3337
- Union of townships, collection of taxes on separation, 3270
 - Formation of, 3267
 - Incorporation of, 3268
 - Liability for debts on separation, 3270
 - Names of townships after separation, 3269
 - Of what to consist, 3267
 - Seniority of townships in, 3268
 - Separation of junior from, 3268
 - In unorganized territory, 3268
 - Township, 3269, 3274
 - When united, 3267
- United counties, expenditures in one county, 3517
 - Expenditures, who to vote, 3517
 - Issue of debentures, 3517
 - What property assessable, 3517
- Universities, endowing fellowships, 3452, 3453
 - Granting aid to, 3452
 - Supporting pupils at, 3453
- University of Toronto, endowing fellowships, 3452, 3453
 - Granting aid to, 3452
 - No assent of electors, 3378
 - Supporting pupils at, 3453
- Unorganized territory, annexation of land in, 3262
 - Area of town in, 3261
 - Council of town, election by wards, 3276
 - Council of town, how composed, 3276
 - Of township, how composed, 3278
 - Defined, 3259
 - Incorporation of town in, 3262
 - Powers of township re by-laws, 3473
 - Separation of junior township in, 3268
- Upper Canada College, endowing fellowships, 3452, 3453
 - Granting aid to, 3452
 - Supplying water to, 3452
 - Supporting pupils at, 3453
- Urban municipality, annexation of town to, 3265
 - Municipality, annexation of village to, 3265
 - By-laws of, 3236
 - Defined, 3259
 - Remuneration of head of, 3347
 - Special powers re by-laws, 3435
 - Municipalities, amalgamation of, 3266
 - By-laws of, 3446
- Urinals, constructing and maintaining, 3455
 - Establishing in township, 3473
- Utility commission, fees of members of, 3488
- Vacancies, absence from meetings, 3324
 - Bankruptcy, 3324
 - Crimes, 3324
 - Declaration of, 3324
 - Filling of, 3325
 - In police village, 3526
 - Fraudulent debtor, 3324
 - Insolvency, 3324
 - Mayor of city, how filled, 3326
 - New election to fill, 3325
 - Not requiring by-election, 3327
 - Notice of, re aldermen, 3326
 - Office of alderman, how filled, 3326
 - Of controller, 3342
 - Proceedings to declare seat vacant, 3328
 - Resignation, 3324
 - Of warden, 3324
 - Town council, how filled, 3327
 - Township council, how filled, 3327
 - Village council, how filled, 3327
 - When unnecessary to fill, 3327
- Vacant lots, enclosure of, 3446
 - Requiring draining of, 3425
- Vehicles, authorizing stands for, 3438
 - Authorizing stands for motor, 3438
 - Erecting covered booths, 3438
 - Licensing by police commissioners, 3485
 - Owners in city, 3463
 - Penalty for contravening by-law, 3463
 - Prohibiting children riding on, 3439, 3468
 - On sidewalks, 3421
 - Requiring lights on, 3454
 - Scale of fees re, 3463

MUNICIPAL

- Vessels, regulating harbour dues on, 3417
 - Requiring removal of sunken, 3417
- Victorian Order of Nurses, granting aid to, 3422
- Victualling houses, licensing and regulating, 3480
 - Limiting number of, 3480
 - Maximum license fee, 3480
- Village, adjustment of assets and liabilities on annexation, 3271
 - Annexation agreement, 3262
 - Agreement, notice of, 3262
 - Notice, publication of, 3262
 - Of districts to, 3262
 - Of part of township, 3262
 - Of, situate in two counties, 3262
 - To another municipality, 3264
 - To urban municipality, 3265
 - Appointment of constables, 3406
 - Area of, 3261
 - Assumption of bridge by, 3492
 - By-law fixing nomination meetings, 3288
 - For erection of, 3261
 - Published in Ontario Gazette, 3261
 - Time for application to quash, 3261
 - By-laws in force on annexation, 3270
 - Of old corporation in force, 3269
 - Certain powers applied to, 3467
 - Council, delivery of financial statement, 3356
 - How composed, 3278
 - Number of electors, 3278
 - Posting of financial statement, 3356
 - Publication of financial statement, 3356
 - Reeve is head of, 3346
 - Signatories on financial statement, 3356
 - Vacancies, how filled, 3327
 - When entitled to deputy reeve, 3278
 - Councils to exercise power of, 3259
 - Defined, 3257
 - Erection of, 3260
 - Into town, 3263
 - Police village into, 3262
 - Expenses of census, 3261
 - Forms of ballot papers, 3541
 - Inhabitants body corporate, 3259
 - Jurisdiction of old council pending new, 3274
 - Land not included in area, 3261
 - Rating in, 3285
 - Liability for debts on annexation, 3271
 - Lot of petitioners designated, 3260
 - Name of municipal corporation, 3259
 - No addition beyond area, 3261
 - Petition to county council, 3260
 - Presentation of petition, 3260
 - Procedure for erection of, 3260
 - Publication of notice, 3261
 - Qualifications of petitioners, 3260
 - Separation of farm lands from, 3264
 - Special census, 3261
 - Time for passing by-law, 3261
 - Vacancies in council, 3327
 - When incorporation to take effect, 3269
- Vote, oath of voter, 3308
 - Objection to, 3308
 - Recording of, 3308
- Voters, declaration of inability to read, 3548
 - Form of certificate of inability to read, 3549
 - Of declaration of friend of blind, 3549
 - Re by-law, 3552
 - Of directions for guidance, 3543, 3544
 - Re by-laws, 3553
 - Of oath of, 3547
- Voters' Lists Act*, referred to, 3285, 3300, 3367, 3368
- Voters' lists, altering, penalty for, 3320
 - Certificate in lieu of, 3287
 - Where name omitted, 3285
 - Form, 3286
 - Delivery to deputies, 3302
 - Depositing in ballot box, 3314
 - Falsifying, penalty for, 3320
 - For election in police villages, 3525
 - Form of certificate to enter name on, 3546
 - Marking by deputy, 3308
 - Penalty for destroying or injuring, 3321
 - Preparation by clerk of the peace, 3302
 - Re money by-laws, 3367
 - Procedure when no, 3287
 - Proper one used, 3300
 - Qualification for entry on, 3284

Voters' list, *cont'd*

- Right to inspect, 3348
- Supplementary list, 3301
- What used at first election, 3300
- Where all electors vote, 3368
 - None, 3301
- Votes, casting up by clerk, 3315
 - Equality to negative question, 3341
 - Irregularities re counting, 3323
 - Prohibition against bribery, 3334
 - Against corrupt practice, 3334
 - Striking off, for bribery, 3331
 - For corrupt practice, 3331
- Voting on by-laws, bribery provisions to apply, 3364
 - Clerk to declare result, 3368
 - Directions to voters, 3368
 - Form of ballot papers, 3368
 - No casting vote by clerk, 3368
 - One ballot re several by-laws, 3365
 - Persons qualified re money by-laws, 3366
 - Preparation of voters' list, 3367
 - Procedure re county by-law, 3369
 - Proposed by-law, publication, 3364, 3365
 - Synopsis, 3365
 - Scrutiny, application to Judge, 3369
 - Striking off votes, 3369
 - Separate by-law for taking vote, 3364
 - Submission only on election day, 3364
 - Voter qualified in more than one ward, 3368
 - Voters' oath, 3368
 - Where all electors vote, 3368
- Waggon, prohibiting children riding on, 3439
- Walls, regulating erection, 3441
 - Regulating erection of party, 3442
 - Size and strength, 3438
- Warden, appointment of auditor, 3352
 - Appointment of treasurer pro tem, 3349
 - Election of, 3339
 - Ex officio*, justice of the peace, 3402
 - Head of county council, 3346
 - Remuneration of, 3347
 - Resignation of, 3324
 - Vacancy, how filled, 3325
- Wards, deputy returning officer in, 3292
 - Division into, in new city, 3263

- In new town, 3263
- Election by, ballot papers for, 3298
- New division in city, 3275
 - In town, 3275
- Nomination meetings in, 3292
- Not less than three in towns, 3263
- Poll clerk in, 3292
- Polling places in, 3292
- Procedure for recount in, 3317
- Re division of, 3265
- Returning officer in, 3292
- Separate poll book, advance poll, 3305
- To contain 500 population, 3263
- Warehouses, controlling location in city, 3462
 - Prohibiting in city areas, 3462
 - Regulating egress from, 3425
 - In cities, 3462
- Warrant or holding election, issue of, 3325
 - Penalty for destroying or injuring, 3321
- Waste paper boxes, exclusive right on street, 3361
 - Fee for privilege, 3362
 - Location of, 3362
 - Regulations re, 3362
- Watchmen, appointment and payment of, 3445
 - Special rate for expenses, 3446
- Water closets, constructing and maintaining, 3455
 - Closets, establishing in township, 3473
 - Expense of cleaning, 3424
 - Regulating construction and drainage of, 3424
 - Requiring closing and filling up, 3434
- Contracting supply for fire purposes, 3422
- Gates, requiring erection of, 3428
- Pipes, prohibiting injury, 3417
- Privileges, debts payable in 30 years, 3373
 - Supply for police village, 3528
- Tanks, regulation of construction, 3446
- Towers, regulation of construction, 3446
- Works, borrowing money for extension, 3436
 - Construction in police villages, 3529
 - Debts payable in 30 years, 3373

MUNICIPAL

Water works, *cont'd*

- Powers of police trustees re, 3536
- Watercourses, prohibiting obstruction, 3434
 - Prohibiting obstruction in township, 3472
 - Widening, altering, diverting, 3415
- Watering streets, contracting with street railway, 3422
- Waters, regulations re deep, 3514
- Wax work exhibitions, prohibiting, regulating, licensing, 3482
- Weigh houses, purchasing and erecting, 3447
- Weighing machines, erection by townships, 3472
 - Levying fees, 3447
 - Fees for use, 3448
 - Penalty re weight, 3448
 - Purchasing, erecting, operating, 3447
 - Requirements re coal and coke, 3447
- Welfare, general by-laws re, 3360
 - Regulations re, 3360
- Wells, requiring closing and filling up, 3434
- Wet lands, purchase by township, 3472
- Wharves, erecting and renting, 3417
 - Granting aid for construction, 3417
 - Making, improving, maintaining, 3417
 - Prohibition, of injury, 3417
 - Removal of door steps and railings, 3417
 - Of projections and sunken vessels, 3417
- Wholesalers, prohibiting purchase of farm produce by, 3447
- Widows, granting aid to firemen's, 3440
 - Grants to police officers', 3406
- Wires, authorizing transmitting of electricity, 3430
 - Erecting on county roads, 3458
 - Inspecting of electric, 3442
- Witnesses, certificate of Judge to, 3337
 - Naming on motion to declare seat vacant, 3329
 - Not privileged re corrupt practices, 3337
- Wives, superannuation of, firemen and constables, 3456
 - Superannuation of officers and employees, 3456
- Wood, kindling, not measured, 3449
 - Measurement at market, 3448

- By inspector, 3448
- Fees, 3448
 - Where sold off market, 3449
- Workmen, requiring sanitary conveniences for, 3423
- Works, temporary borrowings re costs, 3390
- Worm fences, building on highway, 3518
- Writing soliciting votes, prohibition and penalty, re, 3312
- Yards, requiring cleaning of, 3425
 - Requiring drainage of, 3425
- Zones, by-laws, approval of Municipal Board 3435
 - By-laws setting apart restricted, 3435
 - When not applicable, 3435
 - Order of Municipal Board, 3436
 - Restricted for buildings, 3435
 - Notice to owners, 3436

MUNICIPAL AFFAIRS; *see* DEPARTMENT OF MUNICIPAL AFFAIRS; EXECUTIVE COUNCIL; LEGISLATIVE ASSEMBLY; ONTARIO MUNICIPAL BOARD

MUNICIPAL ARBITRATIONS

- Act, application of, 3807
- Action, transfer of to arbitrator, 3805
- Appeal giving out exhibits, 3805
 - Reckoning of time, 3805
 - Time for, 3805
 - To Court of Appeal, 3805
- Arbitration Act*, referred to, 3803
- Assessor, appointment of, 3806
 - Fees of, 3806
 - Functions of, 3806
 - Payment of fees, 3806
 - Recovery of fees, 3806
 - Sitting with arbitrator, 3806
 - When called in, 3806
- Award, appeal from, 3805
 - Filing of, 3804
 - Notice of filing, 3804
 - Reckoning of time, 3805
 - When final, 3805
 - When made public, 3805
- By-law, applying Act, 3807
 - Repeal of, 3807

MUNICIPAL DRAINAGE

Claimant, commencement of proceedings, 3804
 Death pending reference, 3804
 Notice of claim by, 3804
Costs, taxation of, 3805
Court of Appeal, appeal to, 3805
 Of Appeal, filing of award in, 3804
 Filing of shorthand notes, 3804
 Giving out exhibits, 3805
 Reckoning of time, 3805
 Time of appeal, 3805
 Transfer of action by, 3805
Death of claimant, effect, 3804
 Of official arbitrator before award, 3804
Exhibits, when given out, 3805
Fees of official arbitrator, 3805
 Payment, 3806
 Recovery, 3806
 Power of judges to make tariff, 3807
Judge, transfer of action by, 3805
Judicature Act, referred to, 3803, 3807
Municipal Act, referred to, 3803, 3805
Municipality, application of Act to, 3807
 By-law applying Act, 3807
 Repeal of by-law, 3807
Official arbitrator, absence of, 3804
 Appeal from, 3805
 Appointment of, 3803, 3807
 Assessor sitting with, 3806
 Awarding costs, 3805
 Calling assessor, 3806
 Cessation before award, 3804
 Claims heard by, 3803
 Commencement of proceedings, 3804
 Death before award, 3804
 Of claimant, effect, 3804
 Deputy, 3804
 Fees of, 3805
 Filing award of, 3804
 Shorthand notes, 3804
 Giving out exhibits, 3805
 Hearing by, 3804
 Illness of, 3804
 Inability to act, 3804
 Notice of claim, 3804
 Of filing award, 3804
 Payment of fees to, 3805, 3806

 Powers of, 3803
 Prohibited work of, 3803
 Qualification of, 3803
 Reckoning of time, 3805
 Recovery of fees, 3806
 Reliance on special knowledge, 3804
 On view, 3804
 Status of, 3803
 Taxation of costs, 3805
 Time for appeal from, 3805
 When award final, 3805
 Transfer of action to, 3805
 When award made public, 3805
Proceedings, commencement of, 3804
Rules, power of judges to make, 3807
Tariff, power of judges to make, 3807
Time, reckoning of, 3805

MUNICIPAL BOARD; *see* ONTARIO MUNICIPAL BOARD

MUNICIPAL BOUNDARIES; *see* REPRESENTATION; TERRITORIAL DIVISION

MUNICIPAL BUILDINGS; *see* FACTORY, SHOP AND OFFICE BUILDING; MUNICIPAL

MUNICIPAL BY-LAWS; *see* BY-LAWS, MUNICIPAL

MUNICIPAL CORPORATIONS; *see* ASSESSMENT; JUDICATURE; MUNICIPAL; PUBLIC AUTHORITIES PROTECTION

MUNICIPAL DRAINAGE; *see also* EVIDENCE; HIGHWAY IMPROVEMENT; MUNICIPAL DRAINAGE AID

Access bridge, cost of, 3756
 Of engineer to land, 3759
Act, application of, 3752, 3753
Actual owner, defined, 3751
Amending by-law for further funds, 3776
Appeal, adjustment of assessment on, 3769
 Costs of, 3771
 Entry of, 3768
 Notice of result of, 3769

MUNICIPAL DRAINAGE

Appeal, *cont'd*

- Service of notice of, 3768
- To Court of Appeal, *re mandamus*, 3784
 - Court of Revision, 3767
 - Re repairs, 3781
- Judge, 3770
 - Appointment for hearing, 3770
 - Clerk of court, 3770
 - Costs, 3771
 - Judgment, 3771
 - Notice of, 3770
 - Notice of appointment, 3770
 - Time for judgment, 3770
 - Witness fees, 3770
- Referee, 3757
 - As to overflow compensation, 3784
 - Protective works, 3782
 - Repairs, 3780
 - Repairs of work constructed by statute labour, 3783
 - Out of general funds, 3783
 - Varied assessment, 3781
 - By affected municipality, 3774
 - By railway company, 3793
 - Decision, 3758
 - Grounds of affected municipality, 3774
 - Hearing, 3757
 - Notice of, 3757
 - In question of further funds, 3776
 - Powers as to procedure, 3794
 - Security for costs, 3758
- Application to quash by-law, 3765
- Appointment, notice of, 3755
 - Of assessment after sale, 3754
 - Expense by engineer, 3761
- Arbitration Act*, referred to, 3790
- Artificial obstruction, removal of, 3786
- Assessment, adjustment on appeal, 3769
 - Allowance for prior, 3760
 - Altering after judgment, 3771
 - Amending when surplus funds, 3777
 - Appointment after sale, 3754
 - By definite amounts, 3755
 - Classifying, 3760
 - Continuance beyond limits, 3773
 - To sufficient outlet, 3773
 - For cutting off surface water, 3754
 - Damages and costs payable, 3792

- Drainage work, 3752
- Improvement after report, 3782
 - Without report, 3781
- Injuring liability, 3753
- Injury by water, 3753
- Maintenance, 3777 3778, 3779
- Minor repairs, 3786
- Outlet liability, 3753
- Pumping works, 3787
- Removal of artificial obstruction, 3786
- Repairs, 3780
 - To work constructed by general funds, 3783
 - Constructed by statute labour, 3783
- In adjoining municipality, 3773
- Method of, 3754
- Notice of, 3758, 3762
 - Alteration in, 3769
 - Appointment, 3755
 - Complaint, 3767
 - Municipality's appeal from, 3791
- Of cost of removal of obstructions, 3785
 - Public utility, 3759
- Payment before debentures, 3772
 - Of surplus funds, 3777
- Prior, considering on appeal, 3769
- Repayment to general funds from, 3788
- Variation of original, 3780
- Where costs added to cost, 3793
 - Damages added to cost, 3793
- Work as boundary road, 3773
- Award drain, by-law to assume, 3788
 - Petition to assume, 3788
- Bench mark, establishment of, 3759
- Penalty for interference with, 3759
- Record of, 3758
- Bridge, access, cost of, 3756
 - Apportioning cost of, 3755
 - By-law, as to, 3755
 - Farm, cost of, 3756
 - Low, obstruction by, 3785
- By-law, amending according to referee's order, 3791
 - Amending for further funds, 3776
 - Of county, 3777
 - When surplus funds, 3776
 - Amendment after appeal, 3771
 - Application to quash, 3765
 - Appointing commissioners, 3787

By-law, *cont'd*

- As to bridge or culvert, 3755
- Consolidating, 3766
- Cost of, 3788
- Debenture, blending interest, 3772
- Effect of overdue report, 3759
- For maintenance debentures, 3787
 - Minor repairs by inspector, 3786
 - Owners to clean out drain, 3785
 - Repairs, 3780
 - To work constructed by general funds, 3783
 - By statute labour, 3783
- Form of, 3764
 - Statutory, 3798
- Mailing of newspapers, 3765
- Of affected municipality, 3774
- Power of council as to, 3763
- Publication of, 3764
- Service of, 3765
- Surplus funds under, 3776
- To assume award drain, 3788
- Validity of, 3763
- Claim, scale of costs of, 3792
 - Service of notice of, 3791
 - Time of notice of, 3791
- Clerk, altering assessment after judgment, 3771
 - As clerk of Court of Revision, 3767
 - Judge's Court, 3770
 - Deposit of security for costs with, 3758
 - Filing of report with, 3761
 - Form of list of appeals, 3769
 - Notice of complaint, 3768
 - Furnishing newspaper with names, 3765
 - List of appeals, 3768
 - To Judge, 3770
 - Notice of alteration in assessment, 3769
 - Appeal to Judge, 3770
 - Appointment, 3770
 - Assessment by, 3758
 - Compensation by, 3758
 - Meeting to consider report, 3762
 - Result of appeal, 3769
 - Procedure at meeting, 3762
 - On audit, 3761
 - Service of notice of appeal on, 3757
 - Notice of complaint, 3768

- Commissioners, by-law appointing, 3787
 - Powers of, 3787
- Compensation for overflow, appeal as to, 3784
 - In lieu of repairs, 3783
 - Notice of, 3758
 - Service of notice, 3791
 - Time of notice, 3791
- Complaint, clerk's form of notice of, 3768
 - Entry of, 3768
 - Notice of, 3767
 - Service of notice of, 3768
 - Trial of, 3768
- Consolidating by-law for debentures, 3766
- Constables, assistance by, 3796
- Construction, defined, 3751
- Cost of references and incidentals, 3788
- Costs, adding to cost of improvement, 3793
 - Allowance of counsel fees, 3797
 - Assessment for, 3792
 - Of appeal, 3771
 - By railway company, 3793
 - Order for payment out of general funds, 3793
 - Scale of, 3792
 - Tariff of, 3797
 - Taxation of, 3796
 - What included in, 3755
- Council, amending by-laws of, 3776
 - Appointing Court of Revision, 3766
 - Appointment of commissioners, 3787
 - Inspector, 3785
 - As Court of Revision, 3766
 - By-laws by, 3763
 - For maintenance debentures, 3787
 - For repairs, 3780
 - Examination and report to, 3752
 - Improvements after report, 3782
 - Without report, 3781
 - Maintenance without report, 3783
 - Procedure for drainage, 3752
 - Removal of artificial obstruction, 3786
 - Obstructions, 3785
 - Repairs of work constructed by general funds, 3783
 - By statute labour, 3783
 - Taking over pumping works, 3787
 - Counsel fees, power of referee as to, 3797
 - County, amending by-law of, 3777

MUNICIPAL DRAINAGE

County, *cont'd*

- By-law for repairs, 3780
- Court, clerk of, as referee's clerk, 3794
 - Defined, 3751
 - Filing notice of proceedings with, 3791
 - Municipality's notice of appeal with, 3791
 - Defined, 3751
- Issuing further debentures, 3777
- Judge, trial at request of referee, 3791
- Maintenance of work, 3779
 - When work extended, 3779
- Procedure for further funds, 3777
- Publication of amending by-law, 3777
- Court House, use of by referee, 3795
- Mandamus by, to repair, 3784
- Of Appeal, appeal as to mandamus, 3784
 - Appeal to, from referee, 3776
 - Decision of, 3792
 - Finality of judgment of, 3776
 - Procedure on appeal to, 3797
 - Proceedings appealable to, 3792
 - Time for appeal to, 3797
- Of Revision, adjustment of assessment, 3769
 - Appeal from, 3770
 - To as to repairs, 3781
 - Clerk of, 3767
 - Composition of, 3766
 - Considering prior assessment, 3769
 - Costs of appeal, 3771
 - Defined, 3751
 - Disqualification, 3766
 - Evidence on oath, 3767
 - Form of list of appeals, 3769
 - Summons, 3767
 - List of appeals, 3768
 - Meeting of, 3767
 - Notice of appeal from, 3770
 - Complaint, 3767
 - Oath of, 3766
 - Penalty of defaulting witness, 3767
 - Quorum of, 3766
 - Reduction of assessment, 3769
 - Service of notice of appeal, 3768
 - Sitting of, 3768
 - Summons to attend, 3767
 - Trial of complaints, 3767, 3768
- Witness fees, 3767
- Order for payment out of general funds, 3793
 - Transfer of action by, to referee, 3792
- Covering, drainage work, 3760
- Culvert, apportioning cost of, 3755
 - By-law as to, 3755
- Dam, obstruction by, 3785
 - Removal of, 3786
- Damage, adding to cost of improvement, 3793
 - Assessment for, 3792
 - By winter blockage, 3784
- Order for payment out of general funds, 3793
 - Scale of costs for, 3792
 - Service of notice of claim, 3791
 - Time of notice of claim, 3791
- Debentures, additional by amending by-law, 3776
 - Amending by-law of county, 3777
 - Blending interest and principal, 3771
 - Consolidating by-law for, 3766
 - For maintenance, 3787
 - Time payable, 3787
 - For repairs, 3787
 - Time payable, 3788
 - Informality in, 3772
 - Protection of purchaser of, 3772
 - Reduction by assessment payments, 3772
 - Surplus funds for, 3776
 - Validity of, 3772
- Deepening without report, 3781
- Disposal of material, 3756
- Ditch, private, allowance for, 3756
- Ditches and Watercourses Act*, referred to, 3788
- Drainage, abandonment of, 3776
 - Access to by engineer, 3759
 - Allowance for land used, 3756
 - Prior assessment, 3760
 - Private ditch, 3756
 - Right of way, 3757
 - Severance, 3756
- Altered circumstances, 3780
- Altering after report, 3782
- Amending by-law for, 3776
- Appeal by affected municipality, 3774
 - To referee, 3757

Drainage, *cont'd*

Appointment of commissioners, 3787
 Apportioning assessment, 3754
 Expense, 3761
 Area of, 3773
 As an improved outlet, 3753
 Outlet, 3753
 Assessment re surface water, 3754
 By fixed sum, 3755
 For, 3752
 Costs, 3792
 Damages, 3792
 Injuring liability, 3753
 Outlet liability, 3753
 In adjoining municipality, 3773
 Of lands benefited, 3772
 Public utility, 3759
 Blockage by snow or ice, 3784
 Both sides of boundary, 3773
 By embanking, 3753
 By-law for, 3763
 Owners to clear, 3785
 Repairs, 3780
 Of affected municipality, 3774
 To assume award drain, 3788
 By mechanical operation, 3753
 Pumping, 3753
 Changing course after report, 3782
 Classifying assessment, 3760
 Compensation in lieu of repairs, 3783
 Complaint re assessment, 3767
 Continuance to sufficient outlet, 3773
 Cost of access bridge, 3756
 Bridge or culvert, 3755
 Water gate, 3756
 Costs added to cost of, 3793
 Of engineer, 3755
 Covering after report, 3782
 Of, 3760
 Crossing railway, 3793
 Damages added to cost of, 3793
 To low land, 3757
 Debentures for maintenance, 3787
 Deepening without report, 3781
 Defined, 3752
 Disposal of material, 3756
 Estimates of, 3752, 3755
 Examination for, 3752

Extending after report, 3782
 Without report, 3781
 Filing of report, 3761
 Further funds needed for, 3776
 Improvement after report, 3782
 To watercourse, 3782
 Without report, 3781
 Injuring liability, 3753
 Maintenance of, 3777, 3778, 3779
 Mandamus to repair, 3784
 Meeting to consider report, 3762
 Method of assessment, 3754
 Minor repairs by inspector, 3786
 New outlet after report, 3782
 Not continued beyond limits, 3772
 Notice of assessment, 3758, 3762
 Compensation, 3758
 Lack of repairs, 3784
 To affected municipalities, 3774
 Obstruction, liability for, 3785
 Notice of, 3785
 Of highway, 3752
 On boundary road, 3772, 3773
 Allowance, 3773
 On road allowance, 3760
 Outlet, liability for, 3753
 Overdue report, effect, 3759
 Payment by affected municipality, 3774
 Penalty for injuring, 3786
 Petition for, 3752
 Plans for, 3752, 3755
 Procedure for, 3752
 Further funds, 3776
 Protective works after report, 3782
 Publication of by-law, 3764
 Public utility affected, 3759
 Record of bench mark, 3758
 Reference back of report, 3762
 Removal of artificial obstruction, 3786
 Repairs of work constructed by general
 funds, 3783
 Repayment of general funds, 3788
 Report on, 3752
 Surface water cut off by, 3754
 Tile drain after report, 3782
 Time for report, 3758
 Varying original assessment, 3780
 Water injury by, 3753

MUNICIPAL DRAINAGE

Drainage, *cont'd*

- Widening without report, 3781
- Withdrawal from petition, effect, 3762
- Embankment, by-law for owners to repair, 3785
 - For drainage, 3753
 - Penalty for injuring, 3786
- Engineer, adding costs to cost of improvement, 3793
 - Adding damage to cost of improvement, 3793
 - Allowance for land used, 3756
 - Private ditch, 3756
 - Prior assessment, 3760
 - Right of way, 3757
 - Severance, 3756
 - Appeal to referee, 3757
 - Apportioning expense, 3761
 - Assessing in adjoining municipality, 3773
 - Assessment by, 3752
 - Fixed sums, 3755
 - Of lands benefited, 3772
 - Audit of accounts, 3761
 - Classifying assessment, 3760
 - Compensation in lieu of repairs, 3783
 - Continuance beyond limits, 3773
 - To sufficient outlet, 3773
 - Cost of access bridge, 3756
 - Bridge or culvert, 3755
 - Farm bridge, 3756
 - Water gate, 3756
 - Costs of, 3755
 - Covering drainage, 3760
 - Damage to low land, 3757
 - Disposal of material, 3756
 - Establishing bench mark, 3759
 - Examination and report by, 3752
 - Extension of time for report, 3758
 - Filing of report, 3761
 - Method of assessment, 3754
 - Oath by, 3754
 - Plans and specifications, 3752
 - Powers of access, 3759
 - Reconsidering report, 3762
 - Record of bench mark, 3758
 - Reference back to report, 3762
 - Report re repairs by owners, 3785
 - On improvements, 3782
 - Repairs of work constructed by general funds, 3783
 - Constructed by statute labour, 3783
 - Variation of assessment, 3780
 - Overdue, 3758
 - Substitution of, 3758
 - Time for filing report, 3758
 - Verified accounts of, 3761
 - Work on road allowance, 3760
- Expense, apportionment by engineer, 3761
- Extending without report, 3781
- Fence, obstruction by, 3785
- Form, of by-law, 3798
 - Of clerk's notice of complaint, 3768
 - Court of Revision summons, 3767
 - List of appeals, 3769
 - Oath of Court of Revision, 3766
 - Of engineer, 3754
 - Petition for drainage work, 3798
- General funds, order for payment out of, 3793
 - Repairs to work constructed by, 3783
 - Repayment to, 3788
- Highway, drainage of, 3752
- Highway Improvement Act*, referred to, 3752
- Improvement, after report, 3782
 - Without report, 3781
 - Watercourse, 3782
- Initiating municipality, abandonment by, 3776
 - By-law for repairs, 3780
 - Continuance beyond, 3772
 - Defined, 3751
 - Maintenance, 3777, 3778
 - Notice to other municipalities, 3774
 - Procedure for further funds, 3776
 - Work on boundary road, 3772
- Injunction, service of notice of, 3791
 - Time of notice of, 3791
- Injuring liability, defined, 3753
 - Work, penalty for, 3786
- Inspector, appointment of, 3785
 - Minor repairs by, 3786
 - Notice by, re obstructions, 3785
- Judge, adjustment of assessment, 3769
 - Appeal from Court of Revision to, 3770
 - Appointment for hearing, 3770
 - Costs of appeal, 3771

Judge, *cont'd*

- Defined, 3751
- Fees and expenses, 3771
- Judgment of, 3771
- List of appeals to, 3770
- May consider prior assessment, 3769
- Notice of appeal to, 3770
 - Appointment, 3770
- Powers of, 3770
- Reduction of assessment, 3769
- Time for judgment, 3770
- Witness fees on appeal, 3770
- Judicature Act*, referred to, 3790, 3795, 3797
- Land, low, damage to, 3757
 - Used, allowance for, 3756
- Landlord, covenant with to pay taxes. effect, 3789
- Lease, covenant to pay taxes, effect, 3789
- Maintenance, by affected municipality, 3778
 - By initiating municipality, 3777, 3778
 - Debentures for, 3787
 - Time payable, 3787
 - Defined, 3751
 - Of county work, 3779
 - Of government construction, 3779
 - Of work under former Act, 3779
 - When work extended, 3778
 - Where work not extended, 3777
 - Without report, 3783
- Mandamus, service of notice of, 3791
 - Time of notice of, 3791
 - To repair, 3784
 - Appeal re, 3784
 - Notice of, 3784
 - Time for, 3784
- Meeting to consider report, notice of, 3762
 - To consider report, procedure at, 3762
 - Withdrawals from petition, 3762
- Municipal Act*, referred to, 3788
- Municipal Drainage Aid Act*, application of, 3788
 - Referred to, 3777, 3788
- Municipality, adding costs to cost of improvement, 3793
 - Adding damages to cost of improvement, 3793
 - Affected, appeal by, 3774
 - Appeal from referee, 3776

- Re further funds, 3776
- Re repairs, 3780
 - Re varied assessment, 3781
- By-law of, 3774
- Failing to appeal, 3774
- Grounds of appeal, 3774
- Maintenance by, 3778
- Notice of appeal by, 3774
 - Of, 3791
 - To, 3774
- Payment by, 3774
 - For repairs, 3780
- Amending by-laws of, 3776
- Appointment of commissioners, 3787
- Assessment for costs payable, 3792
 - For damages payable, 3792
 - For injury by, 3753
 - In adjoining, 3773
 - Of lands benefited, 3772
- Benefit to land beyond, 3772
- Blockage by snow or ice, 3784
- By-law re bridge, 3755
 - Re culvert, 3755
 - For maintenance debentures, 3787
 - For owners to clear drain, 3785
 - For repairs, 3780
 - To assume award drain, 3788
- Costs payable from general fund, 3793
- Damages payable from general funds, 3793
- Defined, 3751
- Disposal of surplus funds, 3776
- Drainage crossing railway, 3793
- Improvement after report, 3782
 - To watercourse, 3782
 - Without report, 3781
- Initiating, abandonment by, 3776
 - By-law for repairs, 3780
 - Maintenance by, 3777, 3778
 - Notice by, to others, 3774
 - Payment to for repairs, 3780
 - Procedure for further funds, 3776
- Injuring liability of, 3753
- Maintenance of county work, 3779
 - Of work under former Act, 3779
 - Without report, 3783
- Mandamus to repair, 3784
- Notice lack of repairs, 3784
- Payment for repairs, 3780

MUNICIPAL DRAINAGE

Municipality, *cont'd*

- Payment of costs on settlement, 3793
 - Of damages on settlement, 3793
- Removal of artificial obstruction, 3786
 - Obstructions, 3785
- Repairs of work constructed by general funds, 3783
 - By statute labour, 3783
- Repayment of advanced general funds, 3788
- Taking over pumping works, 3787
- Variation of original assessment, 3780
- Natural stream, improvements to, 3782
- Negligence, payment of costs for, 3793
 - Absence of, effect, 3784
 - Payment of damages for, 3793
 - Service of notice of claims, 3791
 - Time to serve notice, 3791
- Notice of alteration in assessment, 3769
 - Of appeal by affected municipality, 3774
 - To Judge, 3770
 - To referee, 3757
 - Of application to quash, 3765
 - Of appointment to hear appeals, 3770
 - Of assessment, 3758, 3767
 - Of compensation, 3758
 - Of complaint by owner, 3767
 - Of filing report of referee, 3795
 - Of lack of repair, 3784
 - Of mandamus to repair, 3784
 - Of meeting to consider report, 3762
 - Of result of appeal, 3769
 - Of sitting of Court of Revision, 3764
 - To owners to repair, 3785
 - To persons causing obstructions, 3785
- Ontario Drainage Act, 1887*, referred to, 3779, 3782
- Ontario Municipal Board Act*, referred to, 3751
- Option to purchase, who to pay drainage charges, 3789
- Obstructions, artificial, removal of, 3786
 - Assessment against persons causing, 3785
 - By-law for owners to remove, 3785
 - Notice to persons causing, 3785
 - Removal by persons causing, 3785
- Outlet, assessment for benefit of, 3772
 - Liability defined, 3753
- Overflow caused by snow or ice, 3784
- Owner defined, 3751
- Payment, by affected municipality, 3774
- Petition, both sides of boundary line, 3773
 - For area drained to be, 3773
 - For commissioners, 3787
 - For drainage work, 3752
 - Form of, 3754
 - Statutory, 3798
 - To acquire pumping works, 3787
 - To assume award drain, 3788
 - Withdrawal from, effect, 3762
 - Work on boundary road, 3773
- Practice, rules of applicable, 3796
 - Rules of power of judges to make, 3797
 - Power of referee to make, 3797
 - Publication of, 3797
- Private ditch, allowance for, 3756
- Procedure to construct drainage work, 3752
- Proceedings, affidavit in support of, 3791
 - Appealable to Court of Appeal, 3792
 - Service of notice of, 3791
 - Time of notice of, 3791
 - Trial of, 3791
- Publication, cost of, 3788
 - Of by-law and notice, 3764
- Public utility, assessment of, 3759
 - Defined, 3751
 - Part construction by, 3759
 - Power if property affected, 3759
- Pumping, for drainage, 3753
 - Works, assessment for, 3787
 - Commissioners for, 3787
 - Petition to assume, 3787
- Purchase, who to pay drainage charges on, 3789
- Quash application to, 3765
- Railway company, appeal by, 3793
 - Company, crossing lands of, 3793
 - Procedure where work crosses, 3793
 - Service on, 3793
- Referee, absence or illness of, 3790
 - Adding costs to cost of improvement, 3793
 - Damages to cost of improvement, 3793
 - Appeal from to Court of Appeal, 3776
 - To, 3757
 - By affected municipality, 3774
 - By railway company, 3793

Referee, cont'd

Appeal to re further funds, 3776
 Re overflow compensation, 3784
 Re protective works, 3782
 Re repairs, 3780
 Re varied assessment, 3781
 Application re varying assessment, 3780
 Appointment of, 3789
 Court clerk, fees of, 3794
 Of, 3794
 Decision of, 3758
 Defined, 3752
 Duties of peace officers, 3796
 Effect of order of, 3790
 Evidence taken before, 3796
 Extending time for report, 3758
 Fees for trial, 3796
 Filing decision of, 3795
 Report of, 3795
 Form of decision of, 3795
 Report of, 3795
 Grounds of appeal by affected municipality, 3774
 Hearing by, 3757
 Interlocutory applications to, 3790
 Jurisdiction, 3789
 Mandamus by, to repair, 3784
 Matters triable by, 3791
 Notice of appeal, 3757
 Filing of decision, 3795
 Report, 3795
 Officer of Court, 3789
 Order for payment out of general funds, 3793
 Payment of costs on settlement, 3793
 Damages on settlement, 3793
 Powers of, 3790
 On appeal by affected municipality, 3775
 Re counsel fees, 3797
 Re procedure, 3794
 Re rules of practice, 3797
 Practice of, 3789
 Qualification of, 3789
 Reliance on special knowledge, 3795
 On view, 3795
 Reporter of, 3794
 Requesting trial by County Judge, 3791

Rules of practice applicable, 3796, 3797
 Salary of, 3789
 Scale of costs, 3792
 Security for costs, 3758
 Stamping decision of, 3796
 Report of, 3796
 Subpoena of, 3794
 Tariff of costs, 3797
 Taxation of costs, 3796
 Tenure of office, 3789
 Time for appeal from, 3796
 Transfer of action to, 3792
 Use of court house by, 3795
 Reference, cost of, 3788
 Defined, 3752
 Powers of referee on, 3794
 Relief defined, 3752
 Repairs, after report, 3782
 Appeal re mandamus for, 3784
 By owners, by-law for, 3785
 Default in, 3785
 Notice of, 3785
 Debentures for, 3787
 Time payable, 3788
 Inspector effecting minor, 3786
 Mandamus for, 3784
 Notice of lack of, 3784
 Mandamus for, 3784
 Time for mandamus for, 3784
 Without report, 3781
 Work constructed by general funds, 3783
 Work constructed by statute labour, 3783
 Right-of-way, allowance for, 3757
 Road allowance, drainage on, 3760
 Rules of practice, application of, 3796
 Of practice. power of judges to make, 3797
 Power of referee to make, 3797
 Publication of, 3797
 Service of by-law and notice, 3765
 Settlement, payment of costs on, 3793
 Payment of damages on, 3793
 Severance, allowance to owner for, 3756
 Sheriff, assistance by, 3796
 Snow or ice, blockage by, 3784
 Statute labour, repairs to work constructed by, 3783
 Sufficient outlet, continuance to, 3773
 Defined, 3752

MUNICIPAL DRAINAGE

Summary Convictions Act, referred to, 3760
Surplus funds, disposal of, 3776
Surveyor, allowance for land used, 3756
 Allowance for prior assessment, 3760
 Private ditch, 3756
 Right-of-way, 3757
 Severance, 3756
Appeal to referee, 3757
Apportioning expense, 3761
Assessing in adjoining municipality, 3773
Assessment by, 3752
 By fixed sums, 3755
 Of land benefited, 3772
Audit of accounts, 3761
Classifying assessments, 3760
Compensation in lieu of repairs, 3783
Continuance beyond limits, 3773
 To sufficient outlet, 3773
Cost of access bridge, 3756
 Bridge or culvert, 3755
 Farm bridge, 3756
 Water gate, 3756
Covering drainage, 3760
Damage to low land, 3757
Disposal of material, 3756
Establishing bench mark, 3759
Examination and report by, 3752
Filing of report, 3761
Method of assessment, 3754
Oath by, 3754
Plans and specifications, 3752
Reconsidering report, 3762
Record of bench mark, 3758
Report as to repairs by owners, 3785
 On improvements, 3782
 On repairs of work constructed by general funds, 3783
 Of work constructed by statute labour, 3783
 On variation of assessment, 3780
Verified accounts of, 3761
Work on road allowance, 3760
Tariff, of costs, 3797
Tenant, covenant to pay taxes, effect, 2789
Tile drainage, under bed of constructed work, 3782
Time of notice of proceedings, 3791
 Of notice of claim, 3791

Vendors and purchasers, apportioning drainage costs, 3789
Washout, obstruction by, 3785
Water gate, cost of, 3756
 Liability for injury by, 3753
 Surface, assessment for relief from, 3754
 Works to relieve injury by, 3753
Watercourse, as outlet, 3753
 Improvements to, 3782
Widening without report, 3781

MUNICIPAL DRAINAGE AID

Advances made on account, 1026
 Repayment of, 1026
Applications, form of, 1025
Areas, first charge, 1026
Council accepting reduced interest rate, 1028
 Drainage by-law, 1025
 Members, liability of, 1027
Debentures, application to buy, 1025
 Not to be questioned, 1026
 Purchase of, 1025
 Reductions of interest on, 1027
Forms, by whom prescribed, 1027
Interest, after default not affected, 1027
 Conditions of reduction, 1027
 Reduction of, on debentures, 1027
Investments, interest rate, 1025
Land, liability of to municipality, 1027
Municipal Drainage Act, referred to, 1025
Municipal officers, liability of, 1027
 Treasurer, duty of, 1026
Municipality, reduction of interest to, 1027
Payment, default in, 1026
Persons, liability of, to municipality, 1027
Regulations, by whom made, 1027
 Made by treasurer, 1028
Repayment, time for, 1026
Treasurer, Certificate of property of investment, 1025
 May make regulations, 1028
 To investigate investments, 1025

MUNICIPAL ELECTRIC RAILWAY

Accounts, how kept, 3188
Agreement, adjacent municipality as party to in extensions, 3187

MUNICIPAL ELECTRIC RAILWAY

Agreement, *cont'd*

- Among corporations for construction, 3178
 - Equipment, 3178
 - Operation, 3178
- Failure of corporation to execute, 3180
- For issuing of debentures, 3178
- Location of line of railway, 3178
- Publication of, 3179
- Submission of by law approving, 3179
- To purchase railway within several municipalities, 3178
- Variations in form of, 3180
- What provided for in, 3178
- When void, 3189
- With commission, re construction, 3179
 - Equipment, 3179
 - Power, 3179

Association agreement for operation by commission, 3188

Annual report to council of each corporation, 3183

Appointment by Lieut.-Gov., 3182

- Of chairman, 3182
- Of representatives, 3181
- Of trust corporation for deposit of debentures, 3183
- Of vice-chairman, 3182

Apportionment by, 3187

Assumption of bonded debt in case of railway purchase, 3185

Bonds not to exceed amount of debentures deposited by corporation, 3184

- Payment of, 3184
- Purpose of issue, 3184

Defined, 3177

General powers re construction and operating, 3187

Incorporation of, 3182

Interest on bonds of, 3184

Issue of further bonds, 3184

Meeting to elect members, 3181

Member of council not eligible as member, 3182

Mortgage deed to secure bonds, 3184

Nomination on failure to elect, 3182

Not bound to construct until agreement executed and debentures deposited, 3180

- Number of members, 3181
- Quorum of, 3182
- Representatives to receive a majority in number of votes for election, 3182
- Salaries of members, 3182
- Term of office, 3181
- To apportion revenue, 3186
- To regulate fares, 3186
 - Tolls, 3186
- Vacancies, how filled, 3182
- Voting powers of corporations for election of, 3182

Bonds, cancellation of when purchased out of sinking fund, 3185

Enforcement of payment, 3184

First charge on railway, 3185

Hypothecation of, 3185

Interest on, 3185

Issue by association, 3184

Postponement of raising sinking fund, 3185

Repayable on sinking fund plan only, 3185

Time for payment, 3185

When not first charge on railway, 3185

Books, how to be kept, 3188

Borrowing powers, debentures not to be counted when ascertaining, 3187

By-law approving agreement, 3179

- Failure of corporation to pass, 3180
- Publication of, 3179
- Qualification of voter, 3179
- Recitals in, 3180
- Submission of, 3179

Chairman, appointment of, 3181

Commission, accounts kept separate, 3188

- Agreement for supply of electrical power, 3178
- Books kept separate, 3188
- Construction of railway on right-of-way, 3178
- Defined, 3177
- General powers re construction, 3187
- Inquiry by re constructing railway, 3177
 - Re equipping railway, 3177
 - Re operating railway, 3177
- Investigation by, 3177

MUNICIPAL ELECTRIC RAILWAY

- Commission, *cont'd*
- No action against without consent of Attorney-General, 3189
 - Not bound to construct until agreement executed and debentures deposited, 3180
 - Not liable for errors in estimates, 3189
 - Operation of railway as agent for association, 3188
 - Report by, 3177
 - Compensation, how determined, 3189
 - Construction by association, 3178
 - By corporation, 3178
 - Corporation, appointment of representatives, 3181
 - Apportionment binding on, 3187
 - Defined, 3177
 - Deposit of debentures with, 3183
 - Entitled to elect more than one member, 3181
 - Issue and deposit of further debentures, 3183
 - Of debentures, 3183
 - Meeting to elect association, 3181
 - Railway not sold without assent of electors, 3189
 - Resolution by requiring commission to make inquiry re cost of railway, 3177
 - To meet deficits in operations, 3186
 - Voting power for elections, 3181
 - For election to association, 3182
 - Debentures, agreement for issue of, 3178
 - Collateral security to bonds of association, 3184
 - Deposit of additional when failure to execute agreement, 3180
 - With trust corporation, 3180, 3183
 - For capital, 3178
 - Construction, 3178
 - Equipment, 3178
 - Interest rate of, 3183
 - Issue of further for additional costs, 3183
 - For branch lines, 3183
 - For equipment, 3183
 - To cover loss on discount or sale, 3183
 - To trust corporation, 3183
 - With trust corporation, 3180
 - Not counted in ascertaining borrowing powers, 3187
 - Repayable on sinking fund plan only, 3185
 - Time of payment, 3183
 - Deficits in operation, by whom met, 3186
 - Electors, agreement prior to approving by-law, 3179
 - To consent to sale, 3189
 - Electrical power, supplied by commission, 3178
 - Equipment by association, 3178
 - By corporation, 3178
 - Errors, liability, 3189
 - Estimates, errors in responsibility for, 3189
 - Expropriation of land, 3189
 - Extension, adjacent municipality as party to original agreement, 3178
 - Agreement may provide for, 3178
 - Application of Act, 3187
 - Deposit of debentures to cover costs of, 3187
 - Electors to approve, 3187
 - Into adjacent municipality, 3187
 - Fares and rates, estimate of commission re, 3177
 - Association to fix, 3186
 - Form of agreements, 3190, 3191, 3192
 - Guelph Radial, application of *Hydro-Electric Railway Act* to, 3188
 - Guelph Railway Act, 1920*, referred to, 3188
 - Hydro-Electric Railway Act, 1914*, referred to, 3188
 - To remain in force re certain railways, 3188
 - Hydro-Electric Railway Act, 1920*, referred to, 3188
 - Investigation by commission, 3177
 - Land, expropriation of, 3187
 - Lease of railway, agreement may provide for, 3179
 - Of steam railway, agreement may provide for, 3179
 - Municipal Act*, referred to, 3179, 3187, 3189
 - Municipalities, agreement to purchase railway running through, 3178
 - Operation by association, 3178

MUNICIPAL EMPLOYEES PENSIONS FUND

Power Commission Act, referred to, 3177,
3178, 3179

Province not liable for error in estimate, 3189

Public Works Act, referred to, 3189

Purchase of railway, agreement may provide for, 3179

Of railway, assumption by association of bonded debt, 3185

Provisions re construction to apply to, 3179

Of steam railway, agreement may provide for, 3179

Quorum, 3182

Railway Act, provisions of how far applicable, 3189

Referred to, 3188, 3189

Railway, bonds first charge on, 3185

Corporation not to sell without assent of electors, 3189

Facilities need not be provided, 3180

Rates and fares, estimate of commission re, 3177

Report by commission, 3177

Representatives, requirements necessary to be elected, 3182

Reserve fund, application of surplus revenue, 3186

Revenue, applications of surplus, 3186

How applied, 3186

Running rights, agreement may provide for acquiring, 3178

Salaries of association members, 3182

Sandwich, Windsor and Amherstburg Railway, application of provisions of *Hydro-Electric Railway Act*, 1914, to, 3188

Secretary, appointment of, 3181

Sinking fund, creation of, 3185

Investment of, 3187

Steam railway corporation not to sell without consent of electors, 3189

Operation by electric power in case of purchase, 3179

Tolls and fares, sufficient to cover costs of railway, 3186

Association to fix, 3186

Trust corporation, appointment by association, 3183

Defined, 3177

Deposit of debentures with, 3183

Mortgage deed to secure bonds, 3185

Windsor and Tecumseh Railway, application of *Hydro-Electric Railway Act*, 1914, to, 3188

MUNICIPAL EMPLOYEES PENSIONS FUND

Accounting for fund, 3743

Act, commencement of, 3744

By-law, approval of pensions fund, 3743

Consent of local board, 3743

For pensions fund, 3742

Persons included in, 3742

Scope of, 3742

Contribution by local board, 3744

By municipality, 3744

Current expenditure, 3744

Deduction from wages, 3743

To fund, 3743

Contributor, deduction from wages of, 3743

Defined, 3742

Employee, defined, 3742

Investment of fund, 3743

Local board, defined, 3742

Necessity of consent of, 3743

Municipality, defined, 3742

Pension, payment of, 3744

Pensions board, accounting by, 3743

Approval of, 3743

Defined, 3742

Investment by, 3743

Regulations by, 3743

Review by, 3744

Pensions fund, accounting for, 3743

Amendment of, 3744

By-law for, 3742

Contributions to, 3743

Deduction from wages, 3743

Defined, 3742

Exceptions from, 3743

Investment of, 3743

Maintenance of, 3743

Need of actuarial basis, 3743

Review of, 3744

Power Commission Act, referred to, 3743

MUNICIPAL EMPLOYEES PENSIONS FUND

Regulations, defined, 3742

Power as to, 3743

Teachers' and Inspectors' Superannuation Act, referred to, 3743

Wages, deduction of contribution, 3743

MUNICIPAL FRANCHISES

Act, exceptions to application of, 3749

By-law, approved by Order-in-Council, exception, 3749

Electrical power, 3747

Electric light, 3747

Extending existing works, 3748, 3749

Extension of franchise, 3748, 3749

Franchise, 3747

Gas, 3747

Heat, 3747

In police village, 3747

One year, exception, 3749

Public utility, 3747

Re gas line, exception, 3749

Renewal of franchise, 3748, 3749

Re oil line, exception, 3749

Re water line, exception, 3749

Right of passage, exception, 3749

Steam, 3747

Street railway, 3747

Use of highway, 3747

City, consent to local municipality, 3748

Objection to local municipality, 3748

Electors, assent to electrical power, 3747

Assent to franchise, 3747

Electrical power, assent of electors, 3747

By-law for, 3747

Electric light, assent of electors, 3747

By-law for, 3747

Exceptions to application of Act, 3749

Franchise, assent of electors, 3747

Assent of electors to extension, 3748, 3749

To renewal, 3748, 3749

By-law for, 3747

By local municipality, 3748

Defined, 3747

Extension of, 3748, 3749

Renewal of, 3748, 3749

When Act inapplicable, 3749

Gas, assent of electors, 3747

By-law for, 3747

Defined, 3747

Line, when Act inapplicable, 3749

Order-in-Council for, 3749

Works, Order-in-Council for, 3749

Heat, assent of electors, 3747

By-law for, 3747

Highway, assent of electors to use, 3747

By-law for use of, 3747

Defined, 3747

Local municipality, assent of Board, 3748

Assent of city, 3748

Franchise by, 3748

Notice to city, 3748

Objection by city, 3748

Municipal Act, referred to, 3747

Municipal Board, appeal from, 3750

Assent to local franchise, 3748

Certificate of public need, 3749

Judgment on appeal, 3750

Jurisdiction of, 3750

Notice of hearing by, 3750

Public hearing by, 3750

Rules of practice, 3750

Time for certificate, 3750

Municipality, local, franchise by, 3748

Natural gas, Order-in-Council for, 3749

Oil line, when Act inapplicable, 3749

Ontario Municipal Board Act, referred to, 3750

Order-in-Council, Act inapplicable where, 3749

Prerequisites for, 3749

When necessary, 3749

Where public need, 3749

Police village, by-law in, 3747

Public utility, assent of electors, 3747

By-law for, 3747

Defined, 3747

Steam, assent of electors, 3747

By-law for, 3747

Street railway, assent of electors, 3747

By-law for, 3747

Water line, when Act inapplicable, 3749

NATURAL GAS CONSERVATION

MUNICIPAL SUBSIDY

Application by municipality for grant, 3730
Consolidated revenue fund, payment out of, 3730

Grant, amount of, 3730

Application of, 3730

Endorsement on tax bill, 3731

Evidence re proper application, 3731

How determined, 3730

Withholding, 3731

Lieut.-Gov., to make regulations, 3730

Municipal tax, reduction of, 3730

Municipality, evidence that grant properly applied, 3731

Improper application of grant, 3731

Ratepayers to benefit by grant, 3731

Regulations by Lieut.-Gov., 3730

For withholding grant, 3731

Power as to, 3730

Re form of application for grant, 3730

Re manner of application, 3730

Re payment out of Consolidated Revenue Fund, 3730

Re time of application for grant, 3730

Re use of grant, 3731

Subsidy, application of, 3730

To municipalities, 3730

To grant, 3730

Tax bill to show grant, 3731

MUNICIPAL TAXATION; see ASSESSMENT

MUNIMENTS OF TITLE; see CUSTODY OF DOCUMENTS

MUSEUM; see MORTMAIN AND CHARITABLE USES; PUBLIC PARKS; ROYAL ONTARIO MUSEUM

MUSICAL INSTRUMENTS; see CONDITIONAL SALES

MUTUAL BENEFIT SOCIETIES; see INSURANCE

MUTUAL FIRE INSURANCE CORPORATION; see COMPANIES

MUTUAL INSURANCE CORPORATION; see COMPANIES

MUTUAL LIVE STOCK INSURANCE CORPORATION; see COMPANIES

MUTUAL WEATHER INSURANCE CORPORATIONS; see COMPANIES

NATIONAL ANTHEM; see THEATRES AND CINEMATOGRAPHS

NATIONAL WATERWAYS ASSOCIATION; see MUNICIPAL

NATIVE WINE; see LIQUOR CONTROL

NATURAL GAS; see MINING; MINING TAX; NATURAL GAS CONSERVATION; PUBLIC SERVICE WORKS ON HIGHWAYS; WELL DRILLERS

NATURAL GAS CONSERVATION

Action by Minister, 778

None against appointees, 777

Agents, appointment of, 775

Appeal from Referee, 778

Appellate Court, appeal to, 778

Appliances, installation of, 775

Application for reference, 776

Appointees, exempt from action, 777

Appointment of Referee, 776

Argon, conservation of, 775

Commissioner, appointment of, 777

Defined, 774

Compensation for interference with rights, 775

Competitive methods, no allowance due to, 776

Conditions for licenses, 780

Conservation, orders and regulations, 774

Of rare gases, direction respecting, 776

Variation, existing provisions, 777

Contracts, application of Act to, 780